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LEGISLATIVE REVIEW

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LEGISLATIVE REVIEW

A Summary of Enactments by the Montana Legislature

January 5 to April 23
1981

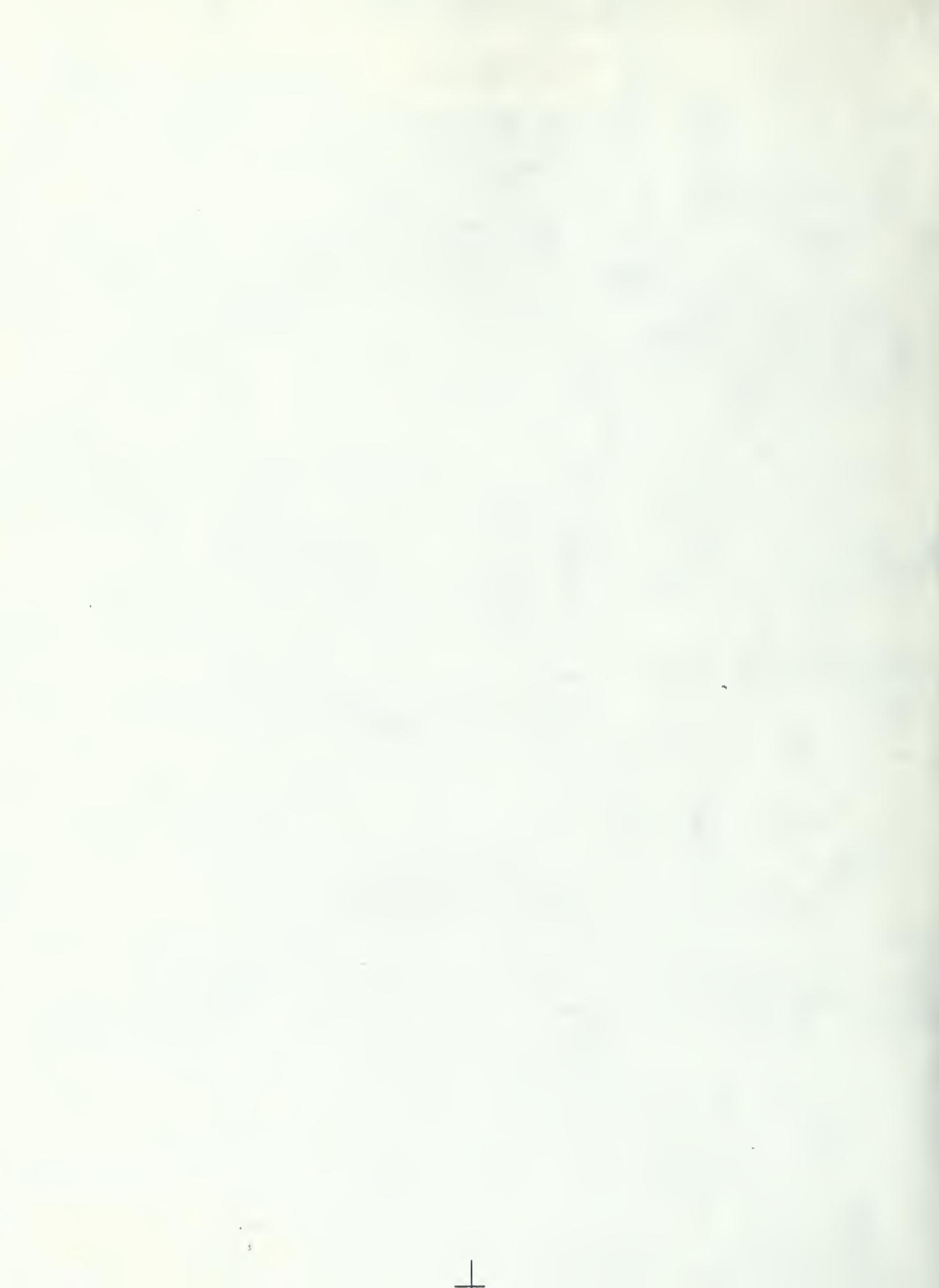
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NOTICE

This Legislative Review is sent to all MCA subscribers at no additional cost. You will find the code section index in the back of the Review very useful since it lists every code section that was affected in some manner by 1981 legislation.

The Session Laws will be available from this office in late July.

Please note that Chapter 466 changes the automatic effective date of laws from July 1 to October 1. There is in the back of the Review an Effective Date Table for bills effective on dates other than October 1.

We will do everything in our power to have the 1981 Codes to you prior to October 1.

You may call or write the Council for printed copies of individual bills (reference version) passed by the 1981 Legislature. We have a limited supply.

Diana S. Dowling
Executive Director and
Code Commissioner

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47th Legislature

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LEGISLATIVE REVIEW

1981

<u>Chapter No.</u>	<u>Bill No.</u>	<u>Chief Sponsor</u>	<u>Effective Date</u>	<u>Date Signed By Governor</u>
<u>Summary of Provisions</u>				
1	HB 32	Marks By request of the Legislative Council	1/29/81	1/29/81
Relates to compensation of members of the Legislature serving on Legislative committees when the Legislature is not in session.				
		Amends: 5-2-302		
2	HB 77	Harper By request of Department of Labor and Industry	10/1/81	2/2/81
Eliminates the penalty for late unemployment contribution reports.				
		Amends: 39-51-1301		
3	HB 49	Gould By request of Department of Labor and Industry	10/1/81	2/10/81
Limits the experience rating computation of employers to the most recent 3 fiscal years ending September 30 of each year, and adjusts accordingly time requirements involving experience rating requirements.				
		Amends: 39-51-1121, 39-51-1213, 39-51-1214, 39-51-1215, 39-51-1217		
4	HB 219	Nordtvedt By request of the Revenue Oversight Committee	2/11/81	2/11/81
Clarifies and revises the amount an individual taxpayer must earn before filing an income tax return; limits the application to taxable years beginning in 1980.				
		Amends: 15-30-142		
5	HB 62	Dozier By request of the Department of Social and Rehabilitation Services	10/1/81	2/13/81
		Amends: 10-2-202		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed By Governor
<u>Summary of Provisions</u>				
6	HB 70	Pavlovich	10/1/81	2/13/81
Exempts health care providers not in practice from payment of the medical malpractice panel assessment.				
		Amends: 27-6-206		
7	HB 149	Lund	2/13/81	2/13/81
Increases reimbursement for expenses of members of the Legislature from \$40 to \$45 and makes the increase apply after January 4, 1981.				
		Amends: 5-2-301		
8	HB 52	Feda	10/1/81	2/17/81
Clarifies the Revised Montana Uniform Gifts to Minors Act by removing the more restrictive of two mutually exclusive options as to whom the donor can select as the original custodian.				
		Amends: 72-26-201		
9	HB 182	Devlin	10/1/81	2/18/81
Removes the limitation on the amount of the license fee that may be imposed on sheep for the purpose of predator control.				
		Amends: 81-7-303, 81-7-305		
10	HB 232	Smith By request of the Department of Livestock	10/1/81	2/18/81
Requires the seller of livestock to request a Department of Livestock inspection and to pay the inspection fee.				
		Amends: 81-3-211		
11	HB 253	Kropp By request of the Department of Justice	10/1/81	2/18/81
Allows operators of police and authorized emergency vehicles discretion in the use of audible or visual				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed By Governor
<u>Summary of Provisions</u>				
signals and eliminates duplication in the law regarding display of a red light.				
		Amends: 61-8-107		
12	SB 157	Graham	10/1/81	2/20/81
Provides for transfer of ownership of motor vehicles by insurance companies after settlement of insurance claims.				
		Enacts: 61-3-205		
13	HB 47	Quilici	2/20/81	2/20/81
Clarifies the fees applicable to certain vehicles.				
		Amends: 61-3-521		
14	HB 255	Kropp	10/1/81	2/20/81
By request of the Department of Justice				
Provides for an increased turn signaling distance outside business, residential, or urban districts.				
		Amends: 61-8-336		
15	HB 287	Fabrega	10/1/81	2/20/81
Requires the Division of Motor Vehicles of the Department of Justice to send to each county assessor and the Department of Revenue a list of the certificates of ownership for housetrailers and mobile homes issued within the county during the preceding calendar quarter.				
		Amends: 61-3-101		
16	SB 340	Stephens	2/26/81	2/26/81
Clarifies application of section 5-1-103 in the event the political majority in a House of the Legislature changes between appointment of and filling a vacancy on the Districting and Apportionment Commission.				
		Amends: 5-1-103		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed By Governor
<u>Summary of Provisions</u>				
17	HB 2	Marks By request of the Legislative Improvement Committee	2/26/81	2/26/81
		Designates the officers of the Senate and House of Representatives and provides that the secretary of the Senate, chief clerk of the House, and chaplains be appointed, not elected, and be subject to confirmation.		
		Amends: 5-2-221		
18	HB 103	Manuel	10/1/81	2/26/81
		Permits a special archery season in the Teton-Spring Creek Bird Preserve.		
		Amends: 87-5-401, 87-5-405		
19	HB 122	Harper	2/26/81	2/26/81
		Corrects an incorrect reference in Section 6, Chapter 632, Laws of 1979.		
		Amends: Sec. 6, Ch. 632, L. 1979		
20	HB 123	Bertelsen	2/26/81	2/26/81
		Allows discharge of firearms at shooting ranges located in towns or cities or located in private dwellings under certain conditions; clarifies that it is otherwise lawful to discharge a firearm in towns, cities, or private dwellings in certain instances.		
		Amends: 45-8-343		
21	HB 124	Lory By request of Workers' Compensation Advisory Council	10/1/81	2/26/81
		Generally revises the laws relating to Workers' Compensation.		
		Amends: 39-71-118, 39-71-205, 39-71-308, 39-71-403, 39-71-701, 39-71-702, 39-71-725, 39-72-701, 39-72-706		
		Repeals: 50-75-101 through 50-75-107.		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed By Governor
Summary of Provisions				
22	HB 322	Meyer By request of the Department of Highways	10/1/81	2/26/81
Permits the apportionment of highway funds based on the amount available for obligation and to change the date when information concerning allocations must be furnished to the county commissioners.				
		Amends: 60-3-204, 60-3-206, 60-3-207, 60-3-208, 60-3-210, 60-3-211, 60-3-214, 60-3-225, 60-3-234		
23	HB 23	Donaldson By request of Legislative Finance Committee	2/27/81	2/27/81
Terminates the state airplane pool and authorizes sale or transfer of certain aircraft and hangars and appropriations to allow termination.				
		Enacts: 67-2-200 Repeals: 67-2-201 through 67-2-205		
24	HB 519	Bardanouve By request of Legislative Audit Committee	10/1/81	3/2/81
Provides for audit costs in the executive budget recommendations to the Legislature; requires transfer of funds for audits to the Legislative Auditor; requires that con- for audit services be approved by the Legislative Auditor; creates an audit account in the revolving fund and provides for deposit and expenditure of money therein and for notation of audit recommendation implementation costs.				
		Enacts: 5-13-401 through 5-13-403, 5-13-411		
25	HB 21	Harrington By request of Revenue Oversight Committee	3/4/81	3/4/81
Allows use of certain annual population estimates as the basis for determining retail beer license and all-beverages license quotas; eliminates special census provisions.				
		Amends: 16-4-105, 16-4-201, 16-4-204, 16-4-502		
26	HB 118	Anderson By request of Department of Labor and Industry	3/4/81	3/4/81
Provides for replacement of a neutral member on the Board of Personnel Appeals and provides for the vote				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed By Governor
Summary of Provisions				
				necessary to adopt a decision.
				Amends: 2-15-1705
27	HB 139	Thoft	3/5/81	3/5/81
				Removes annual elections of fire districts, hospital districts, irrigation districts, and drainage districts from the consolidating provisions of Title 13; provides that the elections be held on school election day either in cooperation with a school district or at another convenient location within the political subdivision; provides for a manner of conducting such elections.
				Amends: 7-33-2106, 7-34-2116 through 7-34-2118, 13-1-104, 13-1-301, 13-1-302, 85-7-1702, 85-7-1710, 85-8-302, 85-8-304, 85-8-306
				Enacts: 13-1-401
				Repeals: 85-8-303
28	HB 341	Bardanouve	3/4/81*	3/4/81
				By request of the Department of Administration
				Renames and defines treasury funds to be in accordance with current authoritative literature and generally accepted accounting principles; removes the sunset provisions on the university funds.
				Amends: 17-2-101, 17-2-102, 17-2-103, 17-2-107
				*Sections 3 and 5 are effective on passage and approval. Sections 1, 2, and 4 are effective July 1, 1983.
29	HB 482	Bardanouve	7/1/83	3/4/81
				By request of the Department of Administration
				Changes the names of funds appropriated and disbursed from the treasury.
				Amends: 17-8-101
30	SB 59	S. Brown	10/1/81	3/11/81
				Provides that the exemption for a stock watering pit of less than 15 acre-feet applies only if the parcel on which the impoundment is to be constructed is 40 acres in size or larger; and to provide retroactive application.
				Amends: 85-2-306

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
31	SB 62	Mazurek By request of Department of State Lands	10/1/81	3/11/81
		Provides that fines, fees, and penalties paid to the Department of State Lands under the Strip and Underground Mine Siting Act and the Strip and Underground Mine Reclamation Act are credited to the general fund.		
		Amends: 82-4-113, 82-4-240, and 82-4-241		
32	SB 79	Dover	10/1/81	3/11/81
		Requires the Division of Motor Vehicles to publicize the special parking permit provisions for handicapped persons and to budget for such advertising.		
		Enacts: 49-4-306		
33	SB 132	Keating	10/1/81	3/11/81
		Exempts agents for professional athletes from the provisions governing employment agencies.		
		Amends: 39-5-102		
34	SB 136	Etchart	10/1/81	3/11/81
		Increases the fee the Department of Natural Resources and Conservation may impose against the state grazing districts from 10 cents per animal unit to 15 cents per animal unit.		
		Amends: 76-16-106		
35	SB 169	Healy By request of the Department of Highways	10/1/81	3/11/81
		Permits the deposit of proceeds received by the Department of Highways from sales of personal property in a revolving fund account.		
		Amends: 18-6-103		
36	SB 185	Graham By request of the Department of Highways	10/1/81	3/11/81

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
Amends the definition of terms in the proportional vehicle registration law; clarifies the provisions pertaining to fees and credits; and clarifies the penalty provisions for violations of the statutes and agreements entered into with other jurisdictions.				
Amends: 61-3-712, 61-3-721, 61-3-725, 61-3-730				
37	SB 186	Graham By request of the Department of Highways	10/1/81	3/11/81
	Clarifies which traffic control manual the Department of Highways shall adopt.			
	Amends: 61-8-202			
38	SB 296	Tveit By request of the Department of Highways	10/1/81	3/11/81
	Permits the Department of Highways to allocate state construction money for construction of a bridge outside of Montana if more economical than within the state and if another state participates in the funding.			
	Amends: 60-3-214			
39	SB 304	Hazelbaker By request of the Department of Highways	10/1/81	3/11/81
	Deletes the provisions for truck and trailer demonstration permits and clarifies the exemption for vehicles displaying a licensed dealer's plate.			
	Amends: 61-3-431, 61-3-432, 61-10-214, 61-10-231, 61-12-206			
	Repeals: 61-4-114 through 61-4-118			
40	SB 346	Graham By request of the Department of Highways	10/1/81	3/11/81
	Increases the maximum gross vehicle weight and length allowed without special permit, fees charged for certain overweight and oversize permits, and fee charged for temporary fuel permits; clarifies provisions regarding operation without special permits.			

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
<u>Summary of Provisions</u>				
Amends: 15-70-312, 61-10-104, 61-10-107, 61-10-109, 61-10-124, 61-10-125, 61-10-211				
41	HB 76	Harper By request of the Department of Labor and Industry	3/11/81	3/11/81
Exempts certain pensions from reduction requirements applying to claimants of unemployment insurance and includes social security benefits within the reduction requirement. Grants rulemaking authority to the Employment Security Division of the Department of Labor and Industry to adopt minimum federal offset requirements. Statement of Intent attached.				
Amends: 39-51-2203				
42	SB 27	S. Brown	10/1/81	3/11/81
Provides that the county sheriff is the legal officer in charge of the operations of search and rescue units.				
Amends: 7-32-2121 Enacts: 7-32-235				
43	SB 28	Mazurek By request of Department of Community Affairs	10/1/81	3/11/81
Revises the procedure for declaring an office for- feited by reason of cash shortage found in an audit by the Department of Community Affairs.				
Amends: 2-7-511				
44	SB 43	S. Brown By request of the Attorney General	10/1/81	3/11/81
Shifts the burden of proof for suppression of con- fessions or admissions in criminal cases.				
Amends: 46-13-301				
45	SB 67	J. Johnson	10/1/81	3/11/81
Allows trustees of a school district to direct the county treasurer to invest school district money in direct obligations of the United States Government				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

if such an investment would be advantageous to the district.

Amends: 20-9-213

46 SB 69 Hager 3/11/81 3/11/81

Increases the compensation of the members of the board of directors of county water and sewer districts.

Amends: 7-13-2273

47 SB 128 Norman 10/1/81 3/11/81
By request of the Workers' Compensation Advisory Council

Requires that a disability be supported by a preponderance of medical evidence and defines "impairment" and "disability".

Amends: 39-71-116

Enacts: 39-71-121(2)

48 SB 168 Healy 10/1/81 3/11/81
By request of the Department of Highways

Requires money received by the Department of Highways from the counties to be deposited in the earmarked revenue fund.

Amends: 61-10-226

49 HB 60 Williams 10/1/81 3/11/81

Requires the state flag of Montana to bear the word "Montana".

Amends: 1-1-502

50 HB 641 Quilici 3/12/81 3/12/81

Provides for the agreement by the state of Montana to formation of and participation in the Pacific Northwest Electric Power and Conservation Planning Council and provides for the appointment of members to the Council.

Enacts: 90-4-401 through 90-4-404

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
51	SB 24	Hafferman	10/1/81	3/16/81
		Eliminates exemptions from jury service and clarifies when a juror may be excused.		
		Amends: 3-15-312, 3-15-313, 3-15-505, 3-15-507, 46-16-301, 46-16-304		
		Repeals: 3-15-311, 3-15-314		
52	SB 38	Turnage	10/1/81	3/16/81
		Revises Montana's Probate Code by generally adopting the language of the Uniform Probate Code with respect to renunciation of succession, intestate succession, establishing the parent-child relationship, the augmented estate, the elective share of the surviving spouse, statute of limitations, self-proved wills, and foreign personal representatives.		
		Amends: 72-2-101, 72-2-203, 72-2-213, 72-2-304, 72-2-705, 72-2-706, 72-2-707, 72-3-907, 72-3-1005, 72-3-1006, 72-4-201, 72-4-301, 72-4-306, 72-4-308, 72-4-309		
		Enacts: 72-2-210, 72-4-310		
		Repeals: 72-3-608		
53	SB 90	Goodover	3/16/81	3/16/81
		By request of the Board of Housing		
		Revises the rate of interest on bonds and notes issued by the Board of Housing.		
		Amends: 90-6-111		
54	SB 143	Hazelbaker	3/16/81	3/16/81
		By request of the Board of Housing		
		Allocates to the Board of Housing the amount of qualified mortgage bonds issued pursuant to Section 103A of the Internal Revenue Code of 1954, as amended, and designates areas of chronic economic distress. A Statement of Intent is attached.		
		Enacts: 90-6-127		
55	HB 50	Gould	10/1/81	3/16/81
		By request of the Department of Social and Rehabilitation Services		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

Provides vocational training to the disabled and the blind after a financial needs determination has been made.

Amends: 53-7-105, 53-7-306

56 HB 153 Williams 10/1/81 3/16/81

Authorizes the Board of County Commissioners to constitute a justice's court in each city having a population of over 5,000 to authorize the city and county to combine the offices of justice of the peace and city judge.

Amends: 3-10-101, 3-11-205

57 HB 331 Kanduch 10/1/81 3/16/81
By request of the Department of Highways

Permits the Department of Highways or a local road authority to impose speed restrictions on roads that will be damaged or destroyed as a result of climatic conditions.

Amends: 61-10-128

58 HB 344 Ellerd 10/1/81 3/16/81
By request of the Department of Labor and Industry

Limits the payment of extended unemployment insurance benefits to 2 weeks for individuals filing from a state in which extended benefits are not in effect.

Enacts: 39-51-2511

59 SB 11 Galt 10/1/81 3/16/81
By request of the Revenue Oversight Committee

Authorizes the transfer of all-beverages licenses in certain cases.

Amends: 16-4-204

60 SB 39 Goodover 10/1/81 3/16/81
By request of the Legislative Council

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
<u>Summary of Provisions</u>				
Revises the exclusion provision in the Public Employees' Retirement Act for legislative employees.				
		Amends: 19-3-403		
61	SB 46	B. Brown	10/1/81	3/16/81
Requires presidential electors to vote for the candidates for president and vice president who receive highest popular vote.				
		Amends: 13-25-104		
62	SB 63	Mazurek	10/1/81	3/16/81
		By request of the Attorney General		
Conforms statutes regarding amendment of charges in criminal cases to case law.				
		Amends: 46-11-403, 46-17-101		
63	SB 75	S. Brown	10/1/81	3/16/81
		By request of the Department of Administration		
Authorizes district courts other than courts of the First Judicial District to approve compromise settlements of claims against the state of Montana.				
		Amends: 2-9-303		
64	SB 91	Goodover	3/16/81	3/16/81
		By request of the Board of Housing		
Increases the bond debt limit of the Montana Board of Housing to \$675 million. Statement of Intent attached.				
		Amends: 90-6-111		
65	SB 158	Graham	3/16/81	3/16/81
		By request of the Department of Livestock		
Requires the application for and the possession of a permit and a health certificate, unless the permit or certificate is waived, before certain animals, animal				

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<u>Summary of Provisions</u>				
semen, or animal biologics may be imported into Montana. Statement of Intent attached.				
Enacts: 81-2-701 through 81-2-708				
66	SB 307	Himsl By request of the Legislative Audit Committee	10/1/81	3/16/81
	Deletes the requirement that dentists, osteopathic physicians, podiatrists, optometrists, and chiropractors must register their licenses in counties where they practice.			
	Amends: 37-4-303, 37-6-304, 37-10-301 Repeals: 37-4-304, 37-4-305, 37-5-306, 37-10-305, 37-12-306			
67	HB 199	Lory By request of the Department of Administration	10/1/81	3/16/81
	Clarifies the definition of construction for state building projects.			
	Amends: 18-2-101			
68	HB 274	Brand	10/1/81	3/16/81
	Requires that resignations be made to the Secretary of State and that resignations be effective unless withdrawn within 72 hours.			
	Amends: 2-16-502			
69	HB 140	Eudaily By request of the Secretary of State and the Attorney General	10/1/81	3/17/81
	Adopts procedures for local government initiatives and requires approval as to form of petitions and preparation of ballot statements.			
	Enacts: 7-5-134			
70	HB 150	Lory	10/1/81	3/17/81

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Summary of Provisions

Allows counties of the first class to award separate printing contracts which may be awarded on an annual or job basis.

Amends: 7-5-2411

71 HB 254 Kropp 10/1/81 3/17/81
By request of the Department of Justice

Clarifies the actions to be taken to remove an unattended vehicle from a roadway.

Amends: 61-8-705

72 HB 315 Gould 10/1/81 3/17/81
By request of the Department of Institutions

Provides that an escape from a halfway house, life skills center, or furlough placement constitutes felony escape.

Amends: 45-7-306

73 HB 335 Kanduch 10/1/81 3/17/81

Changes the effective date of an initiative, constitutional amendment, or referendum to October 1 following approval.

Amends: 13-27-105

74 HB 387 Hart 10/1/81 3/17/81
By request of the Department of Institutions

Exempts institutions and community-based programs in the Department of Institutions from the bidding requirement for purchasing clothing.

Amends: 18-4-104

75 HB 610 R. Anderson 10/1/81 3/17/81

Increases the maximum-general-fund-budget-without-a-voted-levy limitation for elementary schools and high schools and revises the additional levy provisions.

Amends: 20-9-316 through 20-9-319, 20-9-353

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
76	SB 3	Norman	10/1/81	3/18/81
		Clarifies that the Department of Revenue may not be required to levy or compute a tax resulting from any change in an existing taxing jurisdiction unless formally notified of the change by January 1 of the year in which the taxes are to be levied.		
		Amends: 15-10-321		
77	SB 54	B. Brown By request of the Department of Revenue	10/1/81	3/18/81
		Requires service of the appeal petition on the Department of Revenue and eliminates the requirement of service on the State Tax Appeal Board in the case of an appeal from a decision of the State Tax Appeal Board; requires the Department of Revenue to notify the State Tax Appeal Board of appeals; eliminates the requirement that the State Tax Appeal Board be served with all pleadings and documents; and requires that the Department of Revenue furnish the State Tax Appeal Board with copies of pleadings and documents upon request of the Board.		
		Amends: 15-2-303		
78	SB 66	Hazelbaker By request of the Department of Revenue	10/1/81	3/18/81
		Permits the Department of Revenue to accept a cash compliance bond for temporary operation by a special fuel user and requires the user to obtain a permanent bond or forfeit the temporary bond.		
		Enacts: 15-70-308		
79	SB 73	McCallum By request of the Department of Social and Rehabilitation Services	10/1/81	3/18/81
		Automatically assigns support rights of persons applying for public assistance to the state, the Department of Social and Rehabilitation Services, and the county welfare department.		
		Enacts: 53-3-613		
80	SB 94	Boylan	3/18/81	3/18/81

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

Provides that a water judge may be a retired district judge; provides that a water judge may resign; permits a district judge or retired district judge to sit as a water judge in more than one division when called by the chief justice or another water judge.

Amends: 3-7-201, 3-7-203, 3-7-213, 3-7-501, 19-5-103

81 SB 165 E. Smith 10/1/81 3/18/81
By request of the Department of State Lands

Provides for compensatory royalties in lieu of offset drilling on state oil and gas leases.

Amends: 77-3-427

82 SB 204 S. Brown 10/1/81 3/18/81

Raises the maximum age at which a firefighter may be hired from 31 years to 34 years of age.

Amends: 7-33-4107

83 SB 218 S. Brown 10/1/81 3/18/81
By request of Legislative Audit Committee

Removes authority over staffing from the Boards of Medical Examiners, Nursing, Barbers, and Water Well Contractors.

Amends: 37-3-203, 37-8-204, 37-30-203, 37-43-201

84 SB 233 Hafferman 10/1/81 3/18/81
By request of Department of Business Regulation

Relates to receipts given to a consumer loan borrower to allow for the use of mechanical data processing equipment.

Amends: 32-5-304

85 SB 262 Van Valkenburg 10/1/81 3/18/81

Waives the minimum requirements for pupil-instruction days when a school is closed by reason of a declaration of emergency.

Amends: 20-9-802

Enacts: 20-9-806

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

86 SB 338 Keating 10/1/81 3/18/81

Permits the holder of a wine license amendment to sell wine for both on- and off-premises consumption.

Amends: 16-4-105

87 SB 393 S. Brown 7/1/81 3/18/81
By request of Legislative Audit Committee

Terminates the Board of Osteopathic Physicians and transfers regulation of osteopathy to the Board of Medical Examiners; provides for continuing licensure of current licensees who meet existing qualifications for licensure; provides for transfer of funds and records; continues existing rules.

Amends: 37-5-101, 37-5-302
Repeals: 2-15-1607, 37-5-201, 37-5-202

88 HB 3 Spilker 10/1/81 3/18/81
By request of the Study Committee on State Mandates and the Effects of State-Owned Property on Local Governments

Eliminates the requirements that cities must pay 100% of the premium for insurance coverage for firefighters and policemen; establishes that the cities contribute no less than the rate in effect provided as of July 1, 1980; and provides for negotiation of additional premium payments.

Amends: 7-32-4117, 7-33-4130

89 SB 35 S. Brown 10/1/81 3/19/81
By request of the Study Committee on Annexation Laws

Amends the Montana Subdivision and Platting Act to provide for joint hearings and coordination of requirements for annexation whenever possible.

Amends: 76-3-601 and 76-3-605

90 SB 60 Elliott 10/1/81 3/19/81
By request of the Workers' Compensation Advisory Council

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

Subjects fees for certain medical, chiropractic, and paramedical services to regulation by the Division of Workers' Compensation.

Amends: 39-71-704

91 SB 71 B. Brown 10/1/81 3/19/81

Provides for the free distribution of copies of the Montana Code Annotated to the state law library and to Montana's depository libraries.

Amends: 1-11-301

92 SB 103 Smith 3/19/81 3/19/81

Makes trafficking in body parts of unlawfully taken wild-life protected by the State of Montana a felony punishable by \$10,000 fine or 1 year imprisonment, or both.

Amends: 87-3-111

93 SB 106 Himsel 10/1/81 3/19/81

Allows a trustee to invest trust funds in demand time savings accounts and time certificates of deposit.

Amends: 72-21-202

94 SB 299 Ryan 10/1/81 3/19/81
By request of Department of Business Regulation

Increases the capability of Department of Business Regulation to control the operation of out-of-state post-secondary educational institutions within the state.

Amends: 20-30-101, 20-30-102

95 SB 365 Hazelbaker 1/1/83 3/19/81

Requires a code imprint on certain drugs as a means of identification and provides for administration by the Board of Pharmacists.

Amends: 50-31-301, 50-31-506

Enacts: 50-31-313 through 50-31-315

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
<u>Summary of Provisions</u>				
96	SB 395	S. Brown By request of Legislative Audit Committee	3/19/81	3/19/81
		Reestablishes the Board of Veterinarians; deletes licensure of veterinary technicians and modifies examination schedule.		
		Amends: 2-8-103, 37-18-202, 37-18-303, 37-18-501, 37-18-502		
		Repeals: 37-18-103, 37-18-401 through 37-18-405, 37-18-411.		
97	SB 440	McCallum By request of the Senate Committee on Education and Cultural Resources	3/19/81	3/19/81
		Revises the law governing the terms of a contract negotiated between the trustees of a school district and the current school bus contractor.		
		Amends: 20-10-125		
98	HB 30	Roush	10/1/81	3/19/81
		Revises the law relating to campaign depositories.		
		Amends: 13-37-205, 13-37-207		
99	HB 464	Ellerd By request of Department of Labor and Industry	3/19/81	3/19/81
		Clarifies the law regarding disqualifications for extended unemployment insurance benefits and redefines the disqualification for extended benefits for failure to apply for or to accept suitable work; defines suitable work in accordance with federal requirements. Statement of Intent attached.		
		Amends: 39-51-2508		
100	HB 508	Yardley By request of Department of Highways	10/1/81	3/19/81
		Revises certain penalties relating to size, weight, and load standards for motor vehicles.		
		Amends: 61-10-145		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
101	SB 34	S. Brown	10/1/81	3/20/81
Eliminates the annual application requirement for senior citizens to receive a preferential property classification.				
	Amends: 15-6-151			
102	SB 36	Goodover	10/1/81	3/20/81
	By request of the Code Commissioner			
Provides a method for district court judges as ex officio probate judges to issue deeds for entry townsite lots that were not originally issued or were lost.				
	Enacts: 70-28-301 through 70-28-304			
103	SB 111	Stimatz	10/1/81	3/20/81
	By request of the Department of Justice			
Amends the driving under influence laws by providing that qualified persons acting under the supervision and direction of a physician or a registered nurse may withdraw blood for the purpose of determining alcohol content under the implied consent law; by extending protection from civil or criminal liability to such persons by changing the reference to the rulemaking body; and by changing "intoxicating liquor" to "alcohol".				
	Amends: 61-8-402 through 61-8-405			
104	SB 119	Ochsner	10/1/81	3/20/81
Revises and clarifies the laws relating to the duties of the clerk of district court.				
	Amends: 3-5-501 through 3-5-503, 3-5-513, 72-3-1015			
	Repeals: 46-18-602			
105	SB 184	Hazelbaker	10/1/81	3/20/81
	By request of the Public Employees' Retirement Board			
Clarifies and revises the provisions relating to early retirement options, involuntary retirement allowances, and death benefit payments in the sheriffs' retirement system.				
	Amends: 19-7-502, 19-7-504, 19-7-604			

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<u>Summary of Provisions</u>				
106	SB 406	Hims1 By request of the Legislative Audit Committee	3/20/81	3/20/81
		Reestablishes the Board of Cosmetologists under existing statutory authority and rules and generally revises the cosmetologist licensing laws; modifies the Board makeup; requires an annual inspection of cosmetological facilities; eliminates the one-year experience requirement for a manager-operator; deletes some exemptions from licensing; provides for reciprocal licensing of manager-operators; removes the public employees' exemption from licensure as an electrologist.		
		Amends: 2-8-103, 2-15-1626, 37-31-302, 37-31-305 through 37-31-308, 37-31-312, 37-31-323, 37-32-103		
107	HB 14	Manuel	10/1/81	3/20/81
		Revises the definition of credit union membership.		
		Amends: 32-3-304		
108	HB 20	Gould By request of the Interim Committee on Corrections Policy and Facility Needs	10/1/81	3/20/81
		Provides that additional sentences for crimes committed with a dangerous weapon are to run consecutively to the sentence provided for the offense.		
		Amends: 46-18-221		
109	HB 55	Fabrega By request of the Study Committee on Annexation Laws	10/1/81	3/20/81
		Prescribes conditions under which land is presumed to be annexed and may be so recorded.		
		Enacts: 7-2-4210		
110	HB 107	J. Ryan	10/1/81	3/20/81
		Provides for the adoption and enforcement by the Department of Livestock of rules for the inspection, testing, treatment, or disposition of animals other than livestock affected with or which may have been		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

exposed to disease. Statement of Intent attached.

Amends: 81-2-103

111 HB 247 Sivertsen 3/20/81 3/20/81
By request of the Department of Livestock

Requires official vaccination against brucellosis of female cattle over the age of 4 months, except cattle which have been spayed, before they may be imported into the state of Montana.

Enacts: 81-2-801

112 HB 269 McLane 10/1/81 3/20/81

Generally revises the law concerning the administration of irrigation districts; removes the monetary limits on certain levies; raises the compensation and expense allowances of certain board members; provides that vacancies be filled until the next election; provides that documents be filed in the county wherein the office of the board is located; raises minimum contract amount for which board must have prior titleholder approval; and removes the requirement that all irrigation works be done by contract.

Amends: 85-7-205, 85-7-306, 85-7-1505, 85-7-1613, 85-7-1703, 85-7-1713, 85-7-1904, 85-7-1941

113 HB 277 Seifert 10/1/81 3/20/81
By request of the Department of State Lands

Provides for civil penalties for violation and enforcement by the Attorney General of the Open Cut Mining Act.

Repeals: 82-4-435

Enacts: 82-4-441

114 HB 283 Fabrega 10/1/81 3/20/81

Revises the membership and sets forth the powers and duties of the Classification and Rating Committee for Workers' Compensation Insurance.

Amends: 33-16-1007 (renumbered 33-16-1011)

Enacts: 33-16-1012

Repeals: 33-16-1006

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Summary of Provisions				
115	HB 306	Bertelsen By request of the Department of Natural Resources and Conservation	10/1/81	3/20/81
		Changes the internal reference to section 76-13-407, pertaining to right-of-way clearance, to section 76-13-409 pertaining to duties of purchasers.		
		Amends: 76-13-413		
116	HB 342	Moore	10/1/81	3/20/81
		Provides that the Commissioner of Labor and Industry shall serve at the pleasure of the Governor.		
		Amends: 2-15-1701		
117	HB 353	Kemmis	10/1/81	3/20/81
		Requires 25 signatures for the nominating petition for a transportation district board member.		
		Amends: 7-14-214		
118	HB 421	Waldron By request of the Department of Justice	10/1/81	3/20/81
		Makes it unlawful for a motor vehicle dealer to issue more than one sticker per vehicle sale and provides a penalty for improper use thereof.		
		Amends: 61-4-111		
		Enacts: 61-4-119		
119	HB 505	Moore	10/1/81	3/20/81
		Removes the requirement that the superintendent of the Montana Veterans' Home be an honorably discharged veteran and instead requires that veteran's preference be given in the selection of the superintendent.		
		Amends: 10-2-402		
120	HB 639	Winslow	10/1/81	3/20/81
		Allows trustees or any school district that operates an adult basic education program to earmark a portion of the adult basic education fund end-of-the-year cash		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
<u>Summary of Provisions</u>				
balance as a cash reserve fund for the ensuing school fiscal year.				
		Enacts: 20-7-713		
121	HB 677	Cozzens	10/1/81	3/20/81
Allows trustees of a school district to earmark a portion of the comprehensive insurance fund end-of-the-year cash balance as a cash reserve fund for the ensuing school fiscal year.				
		Enacts: 20-9-105		
122	HB 750	Meyer	10/1/81	3/20/81
<ul style="list-style-type: none"> Requires insurers to notify employers of Workers' Compensation benefits that are ongoing. 				
		Amends: 39-71-606		
123	SB 29	Hager	10/1/81	3/23/81
Prohibits persons who establish residence or businesses near existing agricultural or farming operations, places, establishments, or facilities from bringing nuisance suits based on objection to the normal operation thereof.				
		Amends: 27-30-101, 45-8-111		
124	SB 145	Hager	10/1/81	3/23/81
Increases from \$1,500 to \$7,500 the value of an estate that may be administered using the small estate summary procedure.				
		Amends: 72-3-1101, 72-3-1103, 72-3-1104		
125	SB 146	Hazelbaker	10/1/81	3/23/81
Revises apiculture provisions relating to definitions, registration of apiaries, and the increase in the number of hives on an apiary.				
		Amends: 80-6-101 through 80-6-103		
		Enacts: 80-6-111 through 80-6-115		

<u>Chapter No.</u>	<u>Bill No.</u>	<u>Chief Sponsor</u>	<u>Effective Date</u>	<u>Date Signed by Governor</u>
<u>Summary of Provisions</u>				
126	SB 151	Mazurek	10/1/81	3/23/81
Concerns rating organizations by deleting the exception of title insurance.				
	Amends: 33-16-103			
127	SB 171	Towe	10/1/81	3/23/81
Prohibits an entry in the margin of the record as a method to record the release of a real estate mortgage.				
	Amends: 71-1-211			
128	SB 211	Hazelbaker	10/1/81	3/23/81
Authorizes insurance agents to extend credit to policy-holders and establishes interest rates allowed.				
	Enacts: 33-18-213			
129	SB 261	Thomas	3/23/81	3/23/81
Authorizes commercial banks and savings banks to sell credit life and disability insurance on loans to their borrowers.				
	Amends: 32-1-105, 32-1-106			
130	HB 54	Hurwitz	10/1/81	3/23/81
By request of the Study Committee on Annexation Laws				
Allows municipalities to select the annexation procedure appropriate to each annexation situation.				
	Amends: 7-2-4204, 7-2-4304, 7-2-4408, 7-2-4505, 7-2-4609, 7-2-4718			
131	HB 104	Manuel	10/1/81	3/23/81
Allows the boards of trustees of rural cooperative utilities to choose a place for membership meetings when no place is specified in the bylaws and provides a new quorum requirement for membership meetings.				
	Amends: 35-18-303			

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
132	HB 141	Thoft	10/1/81	3/23/81
Increases the specific dollar limitation on the maximum amount of insurance retained on a single risk by a farm mutual insurer from \$35,000 to \$50,000.				
	Amends: 33-4-502			
133	HB 195	Curtiss	10/1/81	3/23/81
Prohibits transport on the highways of the state of more than 10 coniferous trees without a bill of sale and provides a penalty.				
	Enacts: 76-13-601			
134	HB 256	Vinger	10/1/81	3/23/81
Increases certain limits of discretionary authority of county officials to act in fiscal matters in order to adjust for inflation.				
	Amends: 7-5-2301 through 7-5-2303, 7-7-2101			
135	HB 272	Anderson	10/1/81	3/23/81
Revises and clarifies the laws relating to the power of a district superintendent of schools or a principal to suspend a pupil.				
	Amends: 20-4-302, 20-4-402, 20-4-403, 20-5-202			
136	HB 450	Ellerd	10/1/81	3/23/81
Repeals sections 50-35-101 through 50-35-105, MCA, requiring labeling of imported meat.				
	Repeals: 50-35-101 through 50-35-105			
137	HB 509	Quilici	10/1/81	3/23/81
Provides for the administration of the residential conservation service in Montana. Statement of Intent attached.				
	Enacts: 90-4-501 through 90-4-504			

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Summary of Provisions				
138	HB 696	Kessler	10/1/81	3/23/81
		Allows trustees of a school district to establish a reserve fund for the purpose of paying any accumulated sick leave that a nonteaching school district employee is entitled to upon termination of employment with the district.		
		Enacts: 20-9-512		
139	HB 79	Harper	10/1/81	3/23/81
		By request of the Department of Labor and Industry		
		Revises and clarifies the law relating to the preference of Montana labor in public works contracts. Statement of Intent attached.		
		Amends: 18-2-401, 18-2-403		
		Enacts: 18-2-421 through 18-2-424		
140	SB 2	Himsel	10/1/81	3/25/81
		By request of Committee on Branching of Financial Institutions		
		Provides authority for a credit union to maintain additional offices and allows a hearing.		
		Amends: 32-3-104		
141	SB 117	Dover	10/1/81	3/25/81
		Allows a youth under jurisdiction of the youth court to petition for placement in a home other than a youth guidance home.		
		Amends: 41-5-921		
142	SB 155	Keyser	10/1/81	3/25/81
		Limits membership in the Public Employees' Retirement System by requiring certain employees to affirmatively exercise the option to become members and eliminates the one-year rule for certain student employees.		
		Amends: 19-3-403		

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Summary of Provisions				
143	SB 170	Towe	10/1/81	3/25/81
Removes the filing fee for filing the complete corner record under the Corner Recordation Act.				
		Amends: 70-22-109		
144	SB 264	S. Brown	10/1/81	3/25/81
Provides for reimbursement to legislators for three additional round trips to their place of residence.				
		Amends: 5-2-301		
145	SB 450	McCallum	3/25/81	3/25/81
Permits the qualification of service time between the Public Employees', Highway Patrolmen's, Sheriffs', Game Wardens', and Municipal Police Officers' Retirement Systems.				
		Enacts: 19-3-509, 19-6-305, 19-7-309, 19-8-306, 19-9-405		
146	HB 351	Kessler	10/1/81	3/25/81
Clarifies the authority of municipal and county governing bodies and provides for administration of rural special improvement districts when the property has become part of an incorporated city or town.				
		Enacts: 7-12-2126		
147	HB 407	Cozzens	10/1/81	3/25/81
Allows tax increment financing to be used for urban redevelopment and provides that whenever changes by law of the taxable valuation of the urban renewal area occur, the valuation may be recalculated to reflect the valuation that the area would have had if the change had been in effect at the inception of the urban renewal area.				
		Amends: 7-15-4288, 7-15-4293		
148	HB 449	Oberg	3/25/81	3/25/81

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Summary of Provisions

Allows high school seniors to graduate up to 5 days before completion of the required 180 pupil-instruction days in the school year without a loss of state foundation funds to the school district.

Amends: 20-1-301, 20-9-313

149 HB 685 Lory 3/21/81 3/21/81
 By request of the Department of Professional
 and Occupational Licensing

Reestablishes the Board of Sanitarians under existing statutory authority and rules; provides that one board member shall be from the public; establishes minimum educational standards; increases the reciprocity and renewal fee; provides for a biennial renewal period; and provides expanded disciplinary guidelines.

Amends: 2-8-103, 2-15-1631, 37-40-302 through 37-40-304, 37-40-307, 37-40-311

150 SB 127 Norman 10/1/81 3/26/81

Clarifies the role of the radiologic technologist in Montana.

Amends: 37-14-301

151 SB 144 Hazelbaker 10/1/81 3/26/81
 By request of the Department of Revenue

Creates the criminal offense of false claims to public agencies and creates civil penalties for persons making false claims to public agencies.

Enacts: 17-8-231, 45-7-210

152 SB 178 Lee 3/26/81 3/26/81

Prevents the licensing of certain businesses selling alcohol in close proximity to schools and places of worship.

Amends: 16-3-306

153 SB 281 Van Valkenburg 10/1/81 3/26/81

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

Provides for the rescheduling of school elections that are canceled due to declaration of a state of emergency or disaster.

Enacts: 20-20-108

154 SB 389 Hims1 3/26/81 3/26/81
By request of Legislative Audit Committee

Reestablishes the Board of Nursing Home Administrators under existing statutory authority and rules.

Amends: 2-8-103, 2-15-1611

155 SB 394 S. Brown 3/26/81 3/26/81

Reestablishes the Board of Chiropractors under existing statutory authority and rules; adds a public member to the board; amends the continuing education requirement.

Amends: 2-8-103, 2-15-1613, 37-12-307

156 HB 100 Bardanouve 3/26/81 3/26/81

By request of the Department of Natural Resources and Conservation

Allows the Department of Natural Resources and Conservation to sell or otherwise dispose of water projects and associated works and property after a determination of market value.

Amends: 85-1-210, 85-1-211, 85-6-109

157 HB 154 Brand 3/26/81 3/26/81
By request of the Department of State Lands

Removes statutory provisions granting interests in state land to the federal government.

Amends: 77-2-304, 77-2-327, 77-2-343

Repeals: 77-2-108, 77-2-316

158 HB 172 Donaldson 10/1/81 3/26/81
By request of the Department of Health and Environmental Sciences

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Summary of Provisions

Amends the law relating to the detainer of adulterated or misbranded articles.

Amends: 50-31-509

159 HB 288 Fabrega 10/1/81 3/26/81

Provides for interest and a penalty on delinquent property taxes owed on mobile homes and housetrailers that are not taxed as improvements.

Amends: 15-24-202, 15-24-302

160 HB 324 Burnett 10/1/81 3/26/81

Exempts from the water appropriation permit process the requirement for application for a permit prior to constructing an impoundment or pit and appropriating water for use by livestock if the source of water is other than a perennial flowing stream.

Amends: 85-2-306

161 HB 495 Bergene 10/1/81 3/26/81

Exempts from the bankruptcy estate only the property exempt from execution of judgment under state law.

Enacts: 31-2-106

162 HB 812 Lund 7/1/81 3/26/81

By request of the House Committee on Appropriations

Repeals provisions relating to expanded child day-care assistance and its sliding scale method of payment.

Repeals: 53-4-516

163 SB 247 Regan 10/1/81 3/27/81

Allows state banks to branch if national banks are allowed that privilege.

Amends: 32-1-362

164 HB 358 R. Manning 10/1/81 3/27/81

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<u>Summary of Provisions</u>				
Clarifies who may authorize a public display of fireworks.				
		Amends: 50-37-107		
165	HB 404	Keedy	10/1/81	3/27/81
Removes the qualification that a person must be a citizen of the United States to be certified as a teacher in Montana.				
		Amends: 20-4-104		
		Repeals: 20-4-105		
166	HB 466	Ellison By request of the Office of Public Instruction	10/1/81	3/27/81
Amends the allowable cost schedule for special education to include transportation costs for special education personnel who must travel to in-state child study team and individualized education program meetings.				
		Amends: 20-7-431		
167	SB 26	Norman	10/1/81	3/30/81
Requires industrial development revenue bonds to be filed with the securities commissioner.				
		Enacts: 90-5-103(5)		
168	SB 112	Tveit	10/1/81	3/30/81
Allows exhaustion of administrative remedies before the Commission for Human Rights or the bringing of suit in district court for alleged unlawful discrimination but not both simultaneously.				
		Amends: 49-3-303		
169	SB 134	Elliott By request of the Department of Revenue	10/1/81	3/30/81
Provides for an automatic extension of 6 months for filing income tax returns with no additional extensions of time; applies to tax years beginning after December 31, 1980.				
		Amends: 15-30-144		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
170	SB 159	M. Anderson	10/1/81	3/30/81
		Defines the scope of liability for outfitters and guides and the responsibility and risk borne by participants; clarifies the definition of outfitter.		
		Amends: 87-4-101		
		Enacts: 87-4-161 through 87-4-163		
171	SB 164	S. Brown	10/1/81	3/30/81
		Provides for the payment of delinquent court-ordered child support by deduction of payments from the income of the obligor.		
		Enacts: 40-5-301 through 40-5-311		
172	SB 173	Towe	10/1/81	3/30/81
		Removes the specific fee for filing farm laborers' liens so that the fee charged for filing the lien will be governed by the general provisions of section 7-4-2631, MCA.		
		Amends: 71-3-403		
173	SB 187	Graham	10/1/81	3/30/81
		By request of the Department of Administration		
		Allows the state records committee to establish certain categories of state records that may be destroyed by state agencies without prior approval of the committee. Statement of Intent attached.		
		Amends: 2-6-212		
174	SB 215	Mazurek	10/1/81	3/30/81
		Increases the fees charged by the county sheriff for service of certain documents and provides a fee for the holding, cancellation, or postponement of a sheriff's sale.		
		Amends: 7-32-2141		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
<u>Summary of Provisions</u>				
175	HB 67	Fabrega By request of the Department of Social and Rehabilitation Services	10/1/81	3/30/81
		Provides that the Department of Social and Rehabilitation Services may administer certain areas in state, federal, and other buildings for the purpose of providing vending facilities to blind persons who are in need of vocational opportunities. Statement of Intent attached.		
		Enacts: 18-5-401 through 18-5-406, 18-5-411 through 18-5-416		
		Repeals: 49-4-401 through 49-4-406		
176	HB 91	Asay	10/1/81	3/30/81
		Provides deaf persons with certain rights presently accorded to the blind.		
		Amends: 49-4-202, 49-4-211, 49-4-212, 49-4-214, 49-4-215		
177	HB 271	Thoft	10/1/81	3/30/81
		Permits an active volunteer firefighter who is permanently and totally disabled from a duty-related injury to receive a partial pension at any age and provides for medical review of the recipient and cancellation and reinstatement of the pension.		
		Amends: 19-12-401		
		Enacts: 19-12-408, 19-12-409		
178	HB 302	Bardanouve By request of the Department of Administration	10/1/81	3/30/81
		Authorizes the Department of Administration to develop and administer a sick-pay plan for state employees and permits local governing bodies to administer similar plans. Statement of Intent attached.		
		Amends: 2-18-601		
		Enacts: 2-18-605		
179	HB 346	Jensen	3/30/81	3/30/81
		Provides for continued electrical power operations by irrigation districts.		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

Enacts: 85-7-1961

180 HB 405 Keedy 10/1/81 3/30/81
 Provides for preliminary injunctions and temporary restraining orders to protect a person from abuse by a spouse.

Amends: 27-19-201, 40-4-106

181 HB 411 Burnett 10/1/81 3/30/81
 By request of the Department of Revenue
 Reduces the annual fee for an all-beverage license issued to a unit or a nationally chartered veterans' organization.

Amends: 16-4-501

182 HB 435 Dozier 3/30/81 3/30/81
 By request of the Department of Revenue
 Increases the interest on delinquent corporate license tax from 9 percent a year to 12 percent a year; provides an applicability date.

Amends: 15-31-502

183 HB 439 Waldron 10/1/81 3/30/81
 By request of the Department of Institutions
 Concerns payment of fees for certain alcoholism related services and indicating how the department will distribute funds generated by the tax on alcoholic beverages.

Amends: 53-24-108

184 HB 452 Meyer 10/1/81 3/30/81
 By request of the Department of Agriculture
 Generally revises pesticide registration, licensing, enforcement, and penalties provisions.

Amends: 80-8-204, 80-8-207, 80-8-209, 80-8-211, and 80-8-301 through 80-8-306

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
185	HB 468	Thoft	1/1/82	3/30/81
		By request of the Study Committee on Container Deposits		
		Prohibits the sale of certain types of containers.		
		Enacts: 75-10-301 through 75-10-303		
186	HB 494	Curtiss	10/1/81	3/30/81
		Requires the Board of Natural Resources and Conservation to allow adequate time for a conservation district to develop a plan to utilize its reservation of water; and requires the Department of Natural Resources and Con- servation to comply with a request for assistance by a district within 12 months.		
		Amends: 85-2-316		
187	HB 522	Stobie	10/1/81	3/30/81
		Allows gross vehicle weight fees to be paid for 1-month or 3-month periods and raises the fee for registration at such times.		
		Amends: 61-10-209		
188	HB 534	Huennekens	10/1/81	3/30/81
		By request of the Department of Revenue		
		Clarifies the laws relating to administrative enforce- ment of support for dependent children; corrects an error in section 40-5-202, MCA; provides for a hearing in cases involving a support debt based upon a court judgment.		
		Amends: 40-5-202, 40-5-222.		
189	HB 535	Huennekens	10/1/81	3/30/81
		By request of the Department of Revenue		
		Amends the Uniform Reciprocal Enforcement of Support Act to provide that the Department of Revenue may request the prosecuting attorney to represent the support obligee.		
		Amends: 40-5-113		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
190	HB 537	Huennekens By request of the Department of Revenue	10/1/81	3/30/81
		Provides a 5-year statute of limitations for actions based on a statutory debt created by the payment of public assistance.		
		Amends: 27-2-211		
191	HB 598	Asay By request of the Attorney General	10/1/81	3/30/81
		Provides for the setting of a date for execution of a criminal defendant following dissolution of a court-ordered stay of a previous execution date.		
		Amends: 46-19-103		
192	HB 630	Sales By request of the House Committee on State Administration and the Department of Community Affairs	10/1/81	3/30/81
		Authorizes the Department of Community Affairs to provide security at state airports whenever required by federal regulations.		
		Amends: 67-2-302		
193	HB 637	Andreason	10/1/81	3/30/81
		Provides veterans of the Vietnam conflict era service credits for the Teachers' Retirement System comparable to those granted veterans of World War II and the Korean conflict and provides funding for these credits through increased employer contributions.		
		Amends: 19-4-404, 19-4-605		
194	HB 643	Matsko	10/1/81	3/30/81
		Removes the limitation of the number of deputies that may be hired by a county sheriff in any county of the state.		
		Repeals: 7-32-2103		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
195	HB 690	Keyser By request of the House Judiciary Committee	10/1/81	3/30/81
Generally revises and clarifies chapters 21 and 22 of Title 46, MCA, pertaining to postconviction and habeas corpus relief.				
		Amends: 46-21-101, 46-21-102, 46-21-104, 46-21-105, 46-21-201, 46-21-203, 46-22-101		
196	HB 860	Ellerd	1/1/82	3/30/81
Amends section 3 of Chapter III of the Laws of 1981 to provide for a delayed effective date.				
197	HB 296	Nordtvedt	10/1/81	
An act to submit to the qualified electors of Montana an amendment to Article VIII, Section 13, of the Montana Constitution removing the restriction on investment of public funds in corporate capital stock and the requirement that school fund investments bear a fixed interest rate.				
198	SB 14	Towe By request of the Committee on Corrections Policy and Facility Needs	10/1/81	3/31/81
Provides for fines and assessment of costs in felony and misdemeanor criminal cases and allows community service as a condition of deferred or suspended sentences.				
		Amends: 46-18-201 Enacts: 46-18-231 through 46-18-235		
199	SB 16	Smith	6/1/81	3/31/81
Requires oil and gas developers or operators to give written notice to surface owners of intent to begin drilling operations; requires oil and gas developers and operators to compensate surface owners for damages caused by drilling and production operations; allows such compensation to be made in annual installments under certain conditions.				
		Enacts: 82-10-501 through 82-10-508, 82-10-511		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
200	SB 120	Ochsner	10/1/81	3/31/81
		Generally revises and clarifies the law relating to juries.		
		Amends: 3-15-201, 3-15-401, 3-15-403, 3-15-502; 3-15-503, 3-15-506		
		Repeals: 3-15-202, 3-15-314, 3-15-508		
201	SB 183	Hammond	3/31/81	3/31/81
		Repeals the rollback tax on agricultural land and declares certain taxes discharged.		
		Amends: 15-7-207, 15-7-209, 15-7-210		
		Repeals: 15-7-204, 15-7-205, 15-7-211, 15-7-214, 15-7-215		
202	SB 255	Turnage	3/31/81	3/31/81
		By request of the Revenue Oversight Committee		
		Eliminates certain taxes for lineal descendants. Applies to estates of decedents who died after December 31, 1980.		
		Amends: 72-16-313, 72-16-321		
203	HB 15	Donaldson	3/31/81	3/31/81
		Increases the average number belonging (ANB) number for foundation aid to school districts with unusual enrollment increases.		
		Amends: 20-9-314		
204	HB 16	Quilici	10/1/81	3/31/81
		By request of the Study Committee on Energy Forecasting		
		Amends the Governor's energy supply emergency powers to provide for regular monitoring of energy supplies and demand; requires submission of reports on petroleum supplies and consumption; provides for confidentiality of certain information submitted.		
		Amends: 90-4-301, 90-4-302, 90-4-305		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
205	HB 35	Donaldson	10/1/81	3/31/81
Raises the general bonus payment paid to expanded school districts.				
		Amends:	20-6-401	
206	HB 98	Feda By request of the Public Employees Retirement System	10/1/81	3/31/81
Clarifies and revises the definition and involuntary retirement provisions concerning the Highway Patrolmen's Retirement System; extends benefits to certain surviving spouses; eliminates subrogation of benefits.				
		Amends:	19-6-101, 19-6-501, 19-6-503.	
		Repeals:	19-6-105	
207	HB 99	Daily	10/1/81	3/31/81
Prohibits deferral of imposition of sentence in a felony case for a defendant convicted of a felony on a prior occasion and provides exceptions.				
		Amends:	46-18-201, 46-18-222	
208	HB 106	Switzer	10/1/81	3/31/81
Amends the definition of rural area as the term applies to the Rural Electric and Telephone Cooperative Act.				
		Amends:	35-18-102	
209	HB 112	Lund	10/1/81	3/31/81
Provides for broadened statutory methods by which cities, towns, and counties can assess tax for payment of bonds.				
		Amends:	76-5-1117	
210	HB 147	Brand By request of the Public Employees' Retirement Board	3/31/81	3/31/81

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

Provides the payment of interest on death benefits until the date of payment.

Amends: 19-3-1202

211 HB 257 Wallin 3/31/81 3/31/81

Provides an exception from examination for mechanical breakdown insurance agents.

Amends: 33-17-212

212 HB 284 Fabrega 10/1/81 3/31/81

Amends the motor vehicle insurance liability laws to allow limitation of the insurer's liability in cases where there is more than one vehicle covered under a single insurance policy.

Enacts: 33-23-203

213 HB 285 Fabrega 10/1/81 3/31/81

Amends the Uniform Common Trust Act; defines affiliated banks or trust companies; provides exclusions.

Amends: 32-1-703, 32-1-706

Enacts: 32-1-707, 32-1-708

214 HB 409 Keyser 10/1/81 3/31/81

Establishes fair trade practices for the distribution and exhibition of motion picture films; prohibits blind bidding; prohibits payment of minimum guarantees on percentage pictures; provides information on trade screenings.

Enacts: 30-14-301 through 30-14-308

215 HB 457 Dussault 10/1/81 3/31/81

Allows the trustees of a county high school district that is not unified with an elementary district to authorize a levy of not more than 2 mills for the operation of an adult education program.

Amends: 20-7-705

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
<u>Summary of Provisions</u>				
216	HB 462	Seifert	10/1/81	3/31/81
Clarifies the laws relating to disaster and emergency services expenditures and the local emergency levy.				
	Amends: 10-3-311, 10-3-405			
217	HB 473	Fabrega	10/1/81	3/31/81
Allows municipalities to destroy old records after a period of 5 years.				
	Amends: 7-5-4124			
218	HB 492	Meyer	10/1/81	3/31/81
Provides for open-end loans by the holder of a supplementary license under the Montana Consumer Loan Act.				
	Enacts: 32-5-501 through 32-5-506			
219	HB 528	Metcalf	10/1/81	3/31/81
Provides that a portion of the tax imposed on table wine sold in state liquor stores is made available to the earmarked revenue account.				
	Amends: 16-1-411			
220	HB 540	Huennekens	10/1/81	3/31/81
Adjusts the registration date for aircraft to eliminate conflicts with other taxation laws.				
	Amends: 15-24-304, 67-3-201, 67-3-202			
221	HB 584	Ellison	10/1/81	3/31/81
By request of the Office of Public Instruction				
	Allows participation in the Teachers' Retirement System by persons employed as teachers by special education cooperatives.			
	Amends: 19-4-302			

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
222	HB 625	Fabrega	3/31/81	3/31/81
Allows creditors to charge a late payment charge of 1 1/2 percent on accounts receivable for merchandise sold at retail, starting 30 days after the obligation is incurred; requires creditors to supply debtors with a periodic statement of such accounts.				
	Enacts: 31-1-501, 31-1-502			
223	HB 661	D. O'Hara	10/1/81	3/31/81
Allows for an extended approval period of more than 1 year for a preliminary plat under the Montana Subdivision and Platting Act.				
	Amends: 76-3-610			
224	HB 681	Sivertsen	10/1/81	3/31/81
Adopts the Multistate Highways Transportation Agreement.				
	Enacts: 61-10-1101			
225	HB 711	Harper	10/1/81	3/31/81
Generally revises the laws regulating notaries public; removes the power and duty of notaries pulic to demand acceptance and payment of bills of exchange; revises the fees that may be charged by notaries public.				
	Amends: 1-5-416, 1-5-418			
226	HB 748	Meyer	10/1/81	3/31/81
Provides for safety inspections for motor carriers; provides for implied consent to inspections by motor carriers.				
	Amends: 44-1-1005, 61-10-141, 69-12-201, 69-12-203			
227	HB 749	Meyer	10/1/81	3/31/81
Provides for safety standards and inspections for motor vehicles used in commerce weighing in excess of 26,000 pounds gross vehicle weight. Statement of Intent attached.				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
Amends: 69-12-102, 69-12-201				
228	SB 245	Mazurek	10/1/81	4/1/81
By request of the Department of Health and Environmental Sciences				
Generally revises and clarifies the laws relating to health and the family.				
Amends: 40-1-203, 40-1-205, 40-8-126, 50-15-101, 50-15-108, 50-15-111, 50-15-301, 50-15-303, 50-15-304, 50-20-110				
229	SB 275	Ryan	10/1/81	4/1/81
Prohibits a life insurer from contracting or agreeing to name a funeral director, undertaker, or mortuary as beneficiary under an insurance contract.				
Amends: 33-18-301				
230	SB 276	Galt	10/1/81	4/1/81
Limits the condemnation power of the Department of Fish, Wildlife, and Parks.				
Amends: 23-1-102, 87-1-209				
231	SB 284	Stimatz	10/1/81	4/1/81
By request of the Department of Community Affairs				
Clarifies when a vote of electors is required to incur an indebtedness on behalf of a local government for airport purposes.				
Amends: 67-10-402				
232	SB 306	Himsl	10/1/81	4/1/81
By request of the Legislative Audit Committee				
Requires state agencies to report the apparent theft of state money or property to the Attorney General at the same time it is reported to the Legislative Auditor.				
Amends: 5-13-309				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
233	SB 328	Thomas	10/1/81	4/1/81
Revises the provisions on municipal vacancy in office to include the same grounds applicable to vacancy in state offices.				
	Amends: 7-4-4111			
234	SB 336	P. Ryan By request of the Board of Pardons	10/1/81	4/1/81
Allows the Board of Pardons to delegate certain hearing functions.				
	Amends: 46-23-104			
235	SB 350	Stimatz By request of the Public Employees' Retirement Board	10/1/81	4/1/81
Provides for the distribution of administrative expenses of the Public Employees' Retirement Division of the Department of Administration among the Judges', Highway Patrol, Sheriffs', Game Wardens', and Municipal Police Retirement Systems.				
	Amends: 19-5-202, 19-6-203, 19-7-202, 19-8-203, 19-9-203			
236	SB 405	Regan	10/1/81	4/1/81
Eliminates certain duties of the Department of Community Affairs under the Montana Subdivision and Platting Act to establish minimum subdivision regulation requirements for local governments.				
	Amends: 76-3-504, 76-3-603, 76-4-129 Repeals: 76-3-502, 76-3-508			
237	SB 445	Hazelbaker By request of the Senate Business and Industry Committee	10/1/81	4/1/81
Clarifies the authority of a rural electric or telephone cooperative to provide in its bylaws for the establishment of an amount of compensation to be paid to its directors while engaged in official business of the cooperative.				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
Amends: 35-18-311				
238	HB 525	Ellerd By request of the Department of Community Affairs	10/1/81 10/1/81	4/1/81
Provides that 90 percent of the property tax collected by a county on airline flight property by reason of a state airport being located in the county be paid to the state treasurer to be deposited in the earmarked revenue fund to the credit of the Department of Community Affairs for aeronautical purposes.				
Amends: 15-23-106 Enacts: 67-1-303				
239	SB 83	Mazurek	4/2/81	4/2/81
Establishes the criminal offense of failure to return rented or leased personal property; establishes a penalty therefor.				
Enacts: 45-6-309				
240	SB 230	Hager	10/1/81	4/2/81
Allows physical therapists to evaluate without referral.				
Amends: 37-11-104				
241	SB 279	Goodover	6/1/81	4/2/81
Standardizes the timing of imposition of the table wine tax on wine distributors; imposes a penalty and interest charge for failure of a table wine distributor to file a return or to pay tax on imported table wine; provides a transition period.				
Amends: 16-1-411				
242	SB 309	S. Brown By request of the Legislative Audit Committee	10/1/81 10/1/81	4/2/81
Requires any person, firm, corporation, or association that performs investigations or reviews for a state professional or occupational licensing board to make the				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

records of the review or investigation available to the board and the Legislative Auditor.

Enacts: 37-1-135

243 SB 310 S. Brown 4/2/81 4/2/81
By request of the Legislative Audit Committee

Reestablishes the Board of Medical Examiners under existing statutory authority and rules; adds public members to the Board; changes Board members' terms from 7 to 4 years; modifies reporting requirements for medical malpractice claims by insurers.

Amends: 2-8-103, 2-15-1605, 37-3-402

244 SB 312 Himsl 10/1/81 4/2/81
By request of the Legislative Audit Committee

Deletes the requirement that appointments by the Governor of members to the Boards of Dentistry, Podiatry Examiners, Pharmacists, Nursing Home Administrators, Speech Pathologists and Audiologists, Hearing Aid Dispensers, Veterinarians, and Physical Therapists be made from lists submitted by private associations; provides that the Governor may consider nominees by licensees, private associations, and members of the public when making appointments to licensing and regulatory board.

Amends: 2-15-1606, 2-15-1608, 2-15-1609, 2-15-1611, 2-15-1615, 2-15-1616, 2-15-1618, 2-15-1628

Enacts: 37-1-132

245 SB 314 M. Anderson 10/1/81 4/2/81
By request of the Insurance Department

Allows family members the right to continue individual family disability insurance coverage upon the death of the named insured or the divorce, separation, or annulment of marriage of the spouse from the named insured; establishes conditions and requirements of continued coverage.

Enacts: 33-22-305 through 33-22-311

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
246	SB 407	S. Brown By request of the Legislative Audit Committee	10/1/81	4/2/81
Specifies the disciplinary authority of licensing boards in the Department of Professional and Occupational Licensing. Statement of Intent attached.				
		Enacts: 37-1-136		
247	SB 424	Himsl By request of the Legislative Audit Committee	10/1/81	4/2/81
Provides for Senate confirmation of members of the boards of County Printing, Dentistry, Osteopathic Physicians, Podiatry Examiners, Pharmacists, Nursing, Nursing Home Administrators, Optometrists, Chiropractors, Radiologic Technologists, Speech Pathologists and Audiologists, Hearing Aid Dispensers, Psychologists, Veterinarians, Barbers, Cosmetologists, Massage Therapists, Physical Therapy Examiners, Sanitarians, Landscape Architects, Professional Engineers and Land Surveyors, Plumbers, Athletics, Veterans' Affairs, and the Commission for Human Rights.				
Amends: 2-15-1102, 2-15-1606 through 2-15-1618, 2-15-1625 through 2-15-1628, 2-15-1631, 2-15-1652, 2-15-1653, 2-15-1655, 2-15-1661, 2-15-1706, 2-15-2202				
248	SB 427	S. Brown By request of the Legislative Audit Committee	4/2/81	4/2/81
Reestablishes the Board of Nursing under existing statutory authority and rules and generally revises the laws relating to licensure of nurses; modifies board makeup; provides for staggered 4-year terms for board members; revises definitions of nursing; authorizes temporary nursing permits; provides for a late renewal fee. Statement of Intent attached.				
Amends: 2-8-103, 2-15-1610, 37-8-102, 37-8-103, 37-8-201, 37-8-202, 37-8-301, 37-8-302, 37-8-406, 37-8-407, 37-8-409, 37-8-415 through 37-8-417, 37-8-431, 37-8-441, 37-8-442				
Enacts: 37-8-430				
249	HB 174	Kessler	10/1/81	4/2/81
Provides for the waiver of tuition for nonresident children.				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

Amends: 20-5-303, 20-5-313

250 HB 275 Hemstad 10/1/81 4/2/81
By request of the State Auditor

Revises and clarifies the timing of retirement payments to police officers and firefighters by the State Auditor.

Amends: 19-9-702, 19-9-1007, 19-10-305, 19-11-512

251 HB 613 Schultz 10/1/81 4/2/81
By request of the Department of Administration

Abolishes the Teachers' Retirement Annuity Reserve Fund and combines the functions of the reserve fund with those of the Pension Accumulation Fund.

Amends: 19-4-605

Repeals: 19-4-604

252 HB 789 Yardley 10/1/81 4/2/81

Allows the State Law Library of the State of Montana to occupy quarters in buildings other than the State Capitol.

Amends: 22-1-502

253 SB 110 Story 4/3/81 4/3/81

Deletes the requirement that a decree of water right be certified to evoke an exception to the filing fee.

Amends: 85-2-225

254 SB 232 Stimatz 7/1/81 4/3/81
By request of the Public Employees' Retirement Board

Includes the amount paid by the employer for administrative expenses for the Public Employees' Retirement System in the employer contribution rate and provides an earlier date for payment of membership fees.

Amends: 19-3-801, 19-3-805

Repeals: 19-3-303

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
255	SB 256	Hammond	4/3/81	4/3/81
Changes the population prerequisite for municipal incorporation.				
	Amends: 7-2-4101, 7-2-4103			
256	SB 455	Johnson	4/3/81	4/3/81
	By request of the Office of the Secretary of State			
	Requires notification of nonprofit corporations of expiration of their corporate existence and provides for the reinstatement of expired nonprofit corporations.			
	Enacts: 35-2-1106, 35-2-1201 through 35-2-1203			
257	HB 66	Bennett	10/1/81	4/3/81
	Changes the time when interest is drawn on an award in a condemnation proceeding from the time possession is surrendered to the time when the summons is served.			
	Amends: 70-30-302			
258	HB 167	Metcalf	10/1/81	4/3/81
	Includes dentists in the freedom of choice requirement for disability insurance policies regarding selection of health care practitioners.			
	Amends: 33-22-111			
259	HB 220	Harper	10/1/81	4/3/81
	Precludes criminal or civil liability of persons donating food, apparently fit for human consumption, for free distribution.			
	Enacts: 27-1-716			
260	HB 263	Mueller	10/1/81	4/3/81
	By request of the Public Employees' Retirement Board			

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Summary of Provisions

Allows service performed for the United States government pursuant to Title IV, The Intergovernmental Personnel Act of 1970, to be credited in the Montana State Game Wardens' Retirement Board.

Enacts: 19-8-307

261 HB 264 Phillips 10/1/81 4/3/81
By request of the Public Employees' Retirement Board

Allows service performed for the United States government pursuant to Title IV, The Intergovernmental Personnel Act of 1970, to be credited in the Montana Public Employees' Retirement System.

Enacts: 19-3-510

262 HB 305 Dozier 10/1/81 4/3/81
By request of the Department of Revenue

Uses market value as of January 1 of the assessment year in assessing motor vehicles subject to staggered registration; applies to assessment of motor vehicles on or after January 1, 1981.

Amends: 15-8-202, 61-3-503

263 HB 343 Harp 10/1/81 4/3/81

Makes housetrailers and mobile homes eligible for property tax relief when destroyed by natural disaster.

Amends: 15-16-611

264 HB 520 Bardanouye 10/1/81 4/3/81
By request of the Public Employees' Retirement Board

Revises and clarifies the social security provisions relating to separate state retirement systems, referendum by the Governor, management of the social security account, and collection of delinquent payments.

Amends: 19-1-104, 19-1-301, 19-1-602, 19-1-706

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
265	HB 552	Roush	4/3/81	4/3/81
Extends for a 2-year period the 3-year exemption from the severance tax on oil and gas for natural gas produced from a well 5,000 feet deep or deeper.				
Amends: 15-36-121				
266	HB 569	Kemmis	4/3/81	4/3/81
Authorizes utility loans for installation of recognized nonfossil forms of energy generation systems in a dwelling on the same basis as utility loans for installation of energy conservation systems in a dwelling and raises the tax credit ceiling on such loans by utilities and financial institutions.				
Amends: 15-32-107				
267	HB 635	Bardanouye By request of the Office of the Governor	7/1/81	4/3/81
Reallocates the cigarette tax and deletes references in the cigarette tax law to bonds that have been retired.				
Amends: 16-11-111, 16-11-114, 16-11-119, 17-5-408				
268	HB 667	Roth By request of the Department of Natural Resources and Conservation	4/3/81	4/3/81
Generally revises and clarifies the adjudication of water rights provisions of Title 3, chapter 7, part 3, and Title 85, chapter 2, part 2, MCA; allows for the appointment of more than one water master in each water division; provides for supervision and administration by the Supreme Court; provides a filing fee for the filing of exempt claims; provides that a preliminary decree may be issued for any interrelated portion of a water division; provides that a preliminary decree may be issued pending the negotiation of a compact; allows a water judge to extend the time limit for requesting a hearing on a preliminary decree; provides for the suspension of legal proceedings and the filing of federal claims upon termination of suspension.				
Amends: 3-7-301, 85-2-112, 85-2-217, 85-2-225, 85-2-231,				

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Summary of Provisions

85-2-233, 85-2-702, 85-2-704
Enacts: 3-7-204

269 HB 678 Burnett 10/1/81 4/3/81

Revises the provisions relating to city judges for towns; requires the appointment or designation of a city judge as a town official; revises certain qualifications for municipal office; defines the term of office for a justice of the peace designated by a town to act as a city judge; and permits a justice of the peace so designated to act as city judge in all cases arising out of violations of ordinances in which the town is party.

Amends: 3-11-201, 3-11-205, 7-4-4103, 7-4-4104

270 HB 693 Feda 4/3/81 4/3/81

Permits the fire department relief associations of pure volunteer fire departments in first- and second-class cities to be managed under the same provisions as relief associations in third-class cities and towns.

Amends: 19-11-301, 19-11-401

271 SB 137 Johnson 10/1/81 4/6/81
By request of the Department of Social and Rehabilitation Services

Provides for the licensing of community group homes for the developmentally disabled and allows for the adoption of rules relating to that licensing. Statement of Intent attached.

Amends: 53-20-305, 53-20-307

272 SB 330 Himsl 4/6/81 4/6/81
By request of the Department of Administration

Authorizes the state treasurer to establish a lending program for state securities.

Enacts: 17-11-113

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Summary of Provisions				
273	SB 368	Elliott	10/1/81	4/6/81
Requires certification by the county treasurer that there are no delinquent taxes outstanding on property proposed to be subdivided.				
	Amends: 76-3-611			
274	SB 432	Van Valkenburg *		4/6/81
	By request of the Office of the Governor			
	Merges the Department of Professional and Occupational Licensing and certain functions of the Department of Community Affairs with the Department of Business Regulation and renames that department the Department of Commerce; allocates certain functions of the Department of Community Affairs to other departments of state government; generally revises the laws to conform to the merger; abolishes other functions of the Department of Community Affairs, including the state aircraft pool; provides for a state information and research system.			
	Amends: 2-15-104, 2-15-1803, 37-60-101, 76-3-504			
	Enacts: 2-15-2007, 37-1-130, 90-1-109			
	Repeals: 2-15-1101, 2-15-1601, 67-2-201 - 67-2-205			
	*Section 19 is effective on passage and approval; sections 1 - 18 are effective upon signing of the executive order under section 19 or July 1, 1981, whichever occurs earlier.			
275	HB 238	Fabrega	*4/6/81	4/6/81
	Exempts regulated lenders from limitations on the rate of interest which regulated lenders may charge and exempts regulated lenders from all usury statutes.			
	Amends: 31-1-106, 31-1-107, 32-2-402, 32-3-601			
	Enacts: 3-1-111, 3-1-112(1)			
	*Suspends the operation of section 32-1-436, MCA, from the effective date of this act until July 1, 1983.			
276	HB 239	Fabrega	4/6/81	4/6/81
	Eliminates usury limits under the Montana Retail Installment Sales Act.			

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Summary of Provisions

Amends: 31-1-241, 31-1-243
 Enacts: 31-1-112(2)

277 HB 246 Yardley 10/1/81 4/6/81
 By request of the Department of Social and
 Rehabilitation Services

Deletes reference to the county welfare department as a potential investigator for the purposes of investigating families in dissolution custody disputes and provides for the awarding of the cost of investigation in the final order of dissolution.

Amends: 40-4-215

278 HB 357 R. Manning 10/1/81 4/6/81

Clarifies the state fire marshal's authority concerning the alteration, repair, or demolition of buildings declared to be a public nuisance.

Amends: 50-62-107

279 HB 377 Hemstad 10/1/81 4/6/81
 By request of the State Auditor

Generally revises and clarifies Part 2 of the Securities Act of Montana relating to registration of dealers and securities.

Amends: 30-10-201 - 30-10-206, 30-10-210

280 HB 378 Hemstad 10/1/81 4/6/81
 By request of the State Auditor

Generally revises and clarifies prohibited practices and penalties under the Securities Act of Montana.

Amends: 30-10-301, 30-10-307

281 HB 380 Hemstad 10/1/81 4/6/81
 By request of the State Auditor

Revises and adds fees charged under the Securities Act of Montana.

Amends: 30-10-209

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Summary of Provisions				
282	HB 408	Cozzens	4/6/81	4/6/81
Extends and amends the Bond Validating Act.				
		Amends: 17-5-202, 17-5-205		
283	HB 425	Meyer	4/6/81	4/6/81
Permits a municipality to grant a nonexclusive franchise without submitting the application therefor to the electors.				
		Amends: 7-5-4321		
284	HB 437	Menahan	10/1/81	4/6/81
By request of the Department of Institutions				
Revises the responsibilities of the alcoholism services center located at the Galen State Hospital and changes its name.				
		Amends: 53-6-304		
285	HB 504	Moore	10/1/81	4/6/81
Revises the qualification requirements for superintendent of the Galen State Hospital.				
		Amends: 53-6-302		
286	HB 517	Bardanoue	10/1/81	4/6/81
By request of the Department of Institutions				
Repeals the law relating to eugenical sterilization and the Board of Eugenics.				
		Repeals: 2-15-2304, 53-23-101 through 53-23-105		
287	HB 618	Williams	4/6/81	4/6/81
Provides a method for allocating funding for secondary vocational and industrial arts programs based upon the relative additional costs incurred by high school districts in providing such programs. Statement of Intent attached.				
		Enacts: 20-7-305, 20-7-306		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
288	HB 629	Harrington	10/1/81	4/6/81
Clarifies the reporting requirements for persons subject to the gross proceeds tax and metalliferous mines license tax and requires any necessary assay to be completed prior to mixture of ores and concentrates and shipment from this state.				
Amends: 15-23-802, 15-37-104				
289	HB 824	Keyser	10/1/81	4/6/81
By request of the House Judiciary Committee				
Includes in the crime of aggravated assault the infliction of bodily injury upon a person who is responsible for the care or custody of a prisoner.				
Amends: 45-5-202				
290	SB 124	Thomas	10/1/81	4/7/81
By request of the Office of Budget and Program Planning				
Changes the deadline for submission of information by agencies to the budget director.				
Amends: 17-7-112				
291	SB 166	Smith	7/1/81	4/7/81
Generally revises the Pork Research and Marketing Act; raises assessments; revises allocation of expenditures.				
Amends: 81-8-605, 81-8-607, 81-8-610				
Repeals: 81-8-613				
292	SB 193	Haffey	10/1/81	4/7/81
By request of the Department of Professional and Occupational Licensing				
Reestablishes the Board of Radiologic Technologists under the Department of Professional and Occupational Licensing; provides for a new termination date.				
Amends: 2-8-103				

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Summary of Provisions				
293	SB 217	S. Brown By request of the Legislative Audit Committee	10/1/81	4/7/81
		Relates to the administration of the Department of Professional and Occupational Licensing; provides that the department allocate central services costs based on equitable criteria, prescribe format of forms used by licensing boards; requires applicants for licensure or renewal to report any legal or disciplinary actions against them relating to their area of licensure; and requires the department to submit a biennial report to the Governor and the Legislature describing each licensing board's activities during the biennium.		
		Amends: 37-1-101 Enacts: 37-1-104 through 37-1-106		
294	SB 400	Halligan	10/1/81	4/7/81
		Clarifies that upon petition for rehearing of a supreme court decision the adverse party may file objections whether or not a reply is requested by the court.		
		Amends: 46-20-705		
295	SB 175	Ochsner	10/1/81	4/8/81
		Revises the cost of copies of court proceedings.		
		Amends: 3-5-604		
296	SB 195	Haffey By request of the Department of Professional and Occupational Licensing	10/1/81	4/8/81
		Revises provisions pertaining to radiologic technologists.		
		Amends: 2-15-1614, 37-14-302 Repeals: 37-14-312		
297	SB 228	Regan By request of the Department of Social and Rehabilitation Services	10/1/81	4/8/81
		Amends laws relating to foster care facilities; clarifies financial responsibility for payment for children placed in foster care facilities; requires court review of		

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children in foster placements through a foster care review committee. Statement of Intent attached.				
Amends: 41-3-104, 41-3-501, 41-5-801, 53-4-112 Enacts: 41-5-807				
298	SB 241	Hazelbaker	4/8/81 By request of the Department of Insurance	4/8/81
		Establishes minimum standards for medicare supplement insurance; requires the Commissioner of Insurance to adopt rules establishing policy provision requirements, minimum benefit standards, loss ratio standards, and disclosure standards for such policies; and gives the Commissioner of Insurance authority to adopt rules establishing an informational brochure for such policies and authority to adopt rules establishing captions or notice requirements for certain nonmedicare supplement policies identifying them as such. Statement of Intent attached.		
		Enacts: 33-22-901 through 33-22-909		
299	SB 268	Graham	10/1/81	4/8/81
		Assesses the costs of impaneling a jury against parties who fail to inform the court of a settlement of the issues.		
		Enacts: 3-15-205		
300	SB 302	McCallum	10/1/81	4/8/81
		Allows county attorneys and deputy county attorneys time to complete legal matters remaining from previous private practice of law.		
		Amends: 7-4-2704		
301	SB 303	McCallum	10/1/81	4/8/81
		Allows certain boards of county commissioners and county attorneys to establish the office of county attorney as a part-time position.		
		Amends: 7-4-2706		

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Summary of Provisions				
302	SB 333	M. Anderson	10/1/81 By request of the Insurance Department	4/8/81
Requires the use of simplified language in policies, contracts, and certificates of life, disability, credit life, and credit disability insurance; establishes minimum standards for language used in those forms; adopts the Flesch Reading Ease Test for readability or other tests in the discretion of the Commissioner of Insurance; and grants the Commission of Insurance power to approve forms.				
Enacts: 33-15-321 through 33-15-329				
303	SB 334	M. Anderson	10/1/81	4/8/81
Generally revises and clarifies the insurance laws of the State of Montana.				
Amends: 33-1-501, 33-2-109, 33-2-110, 33-2-116, 33-2-119, 33-2-307, 33-2-705, 33-2-708, 33-2-709, 33-3-204, 33-3-205, 33-3-432, 33-7-405, 33-7-509, 33-7-525, 33-7-526, 33-15-101, 33-15-303, 33-18-210, 33-22-111, 33-22-205, 33-22-232, 33-22-301, 33-22-812, 33-24-102, 33-24-103, 33-25-102, 33-30-1001				
Repeals: 33-3-501, 33-7-527 through 33-7-530				
304	SB 448	M. Anderson	10/1/81 By request of the Senate Judiciary Committee	4/8/81
Permits the Department of Institutions to contract with public or private corporations for the confinement of selected inmates.				
Amends: 53-30-106				
305	SB 462	Hager	4/8/81 By request of the Senate Committee on Highways and Transportation	4/8/81
Revises the method used by the Department of Highways to sell an interest in real property.				
Amends: 60-4-202, 60-4-203				
306	HB 738	J. Ryan	10/1/81	4/9/81
Clarifies that it is lawful to take wildlife to				

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Summary of Provisions

protect persons or livestock.

Enacts: 87-3-130

307 SB 311 S. Brown 4/9/81 4/9/81
By request of the Legislative Audit Committee

Reestablishes the Commission for Human Rights under existing statutory authority and rules.

Amends: 2-8-103

308 SB 382 Turnage 10/1/81 4/9/81

Clarifies and revises the issuance and payment of special improvement district and rural special improvement district bonds; clarifies that the bonds are not general obligation bonds; restricts the levying of a tax to provide funds for the revolving fund to instances when the revolving fund does not exceed 5 percent of the outstanding bonds; and requires that funds in the revolving fund may not be transferred to the general fund if the balance in the revolving fund is less than 5 percent.

Amends: 7-12-2170, 7-12-2182, 7-12-2186, 7-12-4202, 7-12-4222, 7-12-4227

309 HB 25 Conroy 10/1/81 4/9/81
By request of the Select Committee on Indian Affairs

Authorizes public agencies to enter into cooperative agreements with Indian tribes located in Montana.

Amends: 53-30-204, 87-1-228

Enacts: 18-11-101 through 18-11-111

Repeals: 20-3-333

310 HB 95 Feda 10/1/81 4/9/81
By request of the Department of Social and Rehabilitation Services

Eliminates the liability of relatives of applicants for public assistance.

Repeals: 53-2-401 through 53-2-408

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Summary of Provisions				
311	HB 333	Marks	10/1/81	4/9/81
Defines the term "appropriate public education" as it relates to the laws governing the habilitation of handicapped persons in the State of Montana.				
	Amends: 20-7-401			
312	HB 442	Quilici	10/1/81	4/9/81
	By request of the Department of Administration			
	Concerns a public employee's observance of a legal holiday that falls on the employee's normal day off; provides more flexibility in scheduling the required alternate day off; provides that such employee must be in a pay status on either the working day immediately before or immediately after the holiday; and authorizes holiday pay for part-time employees on a prorated basis.			
	Amends: 2-18-603			
313	HB 555	R. Manning	10/1/81	4/9/81
	Requires payment to the volunteer firefighters' compensation fund from the insurance premium tax before payment to the disability and pension funds of the fire department relief associations.			
	Amends: 19-12-301			
314	HB 760	Waldron	10/1/81	4/9/81
	Provides procedures for the electors of local governments to consolidate or transfer the administrative and financial responsibility for services between or among municipalities and counties.			
	Amends: 7-11-230			
	Enacts: 7-11-301 through 7-11-310			
315	HB 770	Lory	10/1/81	4/9/81
	Reconciles conflicts regarding municipal ordinance, resolution, and initiative and referendum procedures by specifying the applicability of Title 7, chapter 5, part 42.			
	Enacts: 7-5-4208			

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Summary of Provisions				
316	SB 84	B. Brown	10/1/81	4/10/81
Increases the salary of district court reporters and clarifies the method of payment of salaries by the counties.				
Amends: 3-5-602				
317	SB 98	Hims1	7/1/81	7/1/81
Removes the authority of the Superintendent of Public Instruction to direct the imposition of statewide deficiency tax levies; revises the method of financing elementary and secondary schools.				
Amends: 20-3-205, 20-9-303, 20-9-343, 20-9-344, 20-9-351, 20-9-352				
Repeals: 20-9-345				
318	SB 138	Dover By request of the Environmental Quality Council	10/1/81	4/10/81
Provides for industrial development project financing of small-scale hydroelectric facilities.				
Amends: 90-5-101				
319	SB 242	Ochsner	10/1/81	4/10/81
Provides that a farm mutual insurer or an insurer owned or controlled by an association or organization may refuse to renew a casualty or liability policy for non-payment of dues if payment of dues to the farm mutual, association, or organization is a condition to obtaining or continuing the insurance.				
Amends: 33-4-510, 33-18-102				
320	SB 246	Story	10/1/81	4/10/81
Requires that replacement value of a motor vehicle be the measure of damages in certain cases.				
Enacts: 27-1-306				

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Summary of Provisions				
321	SB 308	Hims1	10/1/81	4/10/81
By request of the Legislative Audit Committee				
Clarifies the disposition of fees collected by the Clerk of the Supreme Court.				
Amends: 3-2-404				
322	SB 354	S. Brown	*7/1/81	4/10/81
By request of the Legislative Audit Committee				
Eliminates references to the Board of Athletics.				
Repeals: 2-15-1661, 23-3-101 through 23-3-103, 23-3-201 through 23-3-209				
*This act is effective July 1, 1981, except that for the purpose of winding up the affairs of the board the sections repealed have effect in accordance with 2-8-121.				
323	SB 387	Hims1	4/10/81	4/10/81
By request of the Legislative Audit Committee				
Reestablishes the Board of Veterans' Affairs under existing statutory authority and rules.				
Amends: 2-8-103				
324	SB 397	S. Brown	4/10/81	4/10/81
By request of the Legislative Audit Committee				
Reestablishes the Board of Psychologists under existing statutory authority and rules; adds two public members to the board; amends the definition of psychology; deletes code of ethics requirement for exempted professions; amends the definition of psychologist in the insurance law; deletes felony conviction as grounds for denial or revocation a license. Statement of Intent attached.				
Amends: 2-8-103, 2-15-1617, 33-22-111, 37-17-102, 37-17-104, 37-17-311				
325	SB 411	Hims1	10/1/81	4/10/81
By request of the Legislative Audit Committee				
Deletes the requirement that services for medical aid and hospitalization furnished by a county indigents be approved by the Department of Health and Environmental				

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Sciences and private associations.							
Amends: 53-3-103							
326	SB 467	Ryan	4/10/81	4/10/81			
		By request of the Department of Professional and Occupational Licensing					
Reestablishes the Board of Speech Pathologists and Audiologists for six years under existing statutory authority and rules.							
Amends: 2-8-103							
327	HB 12	Gould	10/1/81	4/10/81			
		By request of the Interim Committee on Corrections Policy and Facility Needs					
Provides for increased punishment of persons who have been convicted of three separate felonies.							
Amends: 46-18-222, 46-18-502							
328	HB 316	Gould	10/1/81	4/10/81			
		By request of the Department of Institutions					
Substitutes the Department of Institutions for the Board of Pardons with regard to jurisdiction over certain prisoners and conduct of hearings for certain prisoners.							
Amends: 46-18-203, 46-23-422							
329	HB 781	Harper	4/10/81	4/10/81			
Authorizes a local governing body to contract with a financial institution for a repurchase agreement; and provides for bid procedures.							
Amends: 7-6-201, 7-6-206							
Enacts: 7-6-213							
330	SB 47	Severson	4/11/81	4/11/81			
Removes livestock, poultry, and the unprocessed products of both from class seven and places them in class six for purposes of property taxation.							

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Summary of Provisions				
Amends: 15-6-136, 15-6-137				
331	SB 363	Ochsner	6/1/81	4/11/81
Controls the importation and keeping of alfalfa leaf-cutting bees and provides for the certification of health of alfalfa leaf-cutting bees imported into or kept in Montana. Statement of Intent attached.				
Enacts: 2-15-3005, 80-6-1101 through 80-6-1110				
332	HB 788	Menahan	10/1/81	4/11/81
Requires the state electrical board to allow certain applicants to take license examinations.				
Enacts: 37-68-314				
333	HB 797	Bennett	10/1/81	4/11/81
Authorizes the sale by prescription of dimethyl sulfoxide (DMSO).				
Amends: 50-31-311 50-42-101 through 50-42-107				
334	SB 55	B. Brown	10/1/81 by request of the Department of Revenue	4/13/81
Simplifies reporting requirements for certain taxes by eliminating the requirement of verified returns and reports and eliminates the requirement of filing upon commencement of operations for certain taxes.				
Amends: 15-35-104, 15-36-105, 15-38-105 Repeals: 15-36-111, 15-37-113, 15-37-208, 15-58-103, 15-59-103, 15-59-202				
335	SB 57	B. Brown	10/1/81 By request of Montana Human Rights Commission	4/13/81
Amends laws on discrimination in housing to conform to federal requirements to enable the state to receive federal funds by expanding the definition of unfair housing to include presale transactions.				
Amends: 49-2-305				

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336	SB 72	Galt	10/1/81	4/13/81
<p>Requires that a fiscal note and statement accompany certain ballot issue petitions and ballots; permits court review of certain fiscal statements; and provides for inclusion of the statement in the voter information pamphlet.</p> <p>Amends: 13-27-312, 13-27-315, 13-27-316, 13-27-401, 13-27-501</p>				
337	SB 125	Dover	10/1/81	4/13/81
<p>Increases the taxable valuation requirements for establishing a new elementary school district.</p> <p>Amends: 20-6-216</p>				
338	SB 142	Blaylock	10/1/81	4/13/81
<p>By request of the Department of Administration</p> <p>Increases the amount of the reimbursement authorized the Governor for out-of-state travel.</p> <p>Amends: 2-18-501</p>				
339	SB 291	Hager	10/1/81	4/13/81
<p>Authorizes loans from the rural special improvement district revolving fund to fund emergency repairs in a rural special improvement district.</p> <p>Amends: 7-12-2183</p>				
340	SB 321	Halligan	10/1/81	4/13/81
<p>Permits the Board of Regents to designate certain business days as holidays for all employees in exchange for other legal holidays.</p> <p>Enacts: 20-25-306</p>				
341	SB 342	S. Brown	4/13/81	4/13/81
<p>Deletes citizenship as a qualification for membership on a bank board of directors or licensure as a pharma-</p>				

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cist, optometrist, veterinarian, acupuncturist, accountant, or real estate broker or salesman.				
Amends: 32-1-322, 37-7-302, 37-10-302, 37-13-302, 37-18-302, 37-50-303, 37-51-302				
342	SB 345	Halligan	10/1/81	4/13/81
Allows rural and city special improvement districts to extend within or outside city boundaries, respectively, under certain circumstances.				
Amends: 7-12-2102, 7-12-4102				
343	SB 403	Mazurek	10/1/81	4/13/81
Conforms the provisions applicable to protective services for developmentally disabled and elderly persons to Montana's guardianship and conservator law.				
Amends: 53-20-402 through 53-20-406				
Enacts: 53-5-207, 53-20-414				
344	SB 404	Mazurek	10/1/81	4/13/81
Generally revises the law relating to the appointment of guardians for incapacitated persons; provides for limited guardianships; defines who may be guardians and clarifies procedure for appointing guardians.				
Amends: 72-5-312, 72-5-313, 72-5-315 through 72-5-317, 72-5-321				
Enacts: 72-5-305, 72-5-306				
345	SB 412	S. Brown	10/1/81	4/13/81
		By request of the Legislative Audit Committee		
Authorizes and requires licensing boards within the Department of Professional and Occupational Licensing to establish fee schedules that set fees reasonably commensurate with the costs incurred in administering the various program areas within their jurisdiction. Statement of Intent attached.				
Amends: 37-3-308, 37-3-313, 37-4-303 37-4-306, 37-4-307, 37-4-403, 37-4-404, 37-4-406, 37-5-302, 37-5-307, 37-6-302 through 37-6-304, 37-7-302, 37-7-303, 37-7-321, 37-8-406,				

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37-8-407 37-8-418, 37-8-431, 37-9-304, 37-10-302,
 37-10-307, 37-11-307 through 37-11-309, 37-12-302,
 37-12-305, 37-12-307, 37-12-323, 37-13-302 through
 37-13-306, 37-14-303, 37-14-305, 37-15-307, 37-16-402,
 37-16-405, 37-16-407, 37-17-307, 37-18-307, 37-18-403,
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 37-33-305, 37-33-306, 37-40-303, 37-40-304, 37-51-311,
 37-67-303, 37-67-315, 37-68-310
 Enacts: 37-1-134

346 SB 436 Himsl 4/13/81 4/13/81
 By request of the Senate Finance and Claims Committee

Permits the deposit of proceeds received from the sale of personal property in a revolving fund or designated subfund account.

Amends: 18-6-101

347 SB 456 Mazurek 10/1/81 4/13/81
 By request of the Senate Committee on Education and Cultural Resources

Provides that the trustees of a school district operating an elementary school of less than 10 ANB or a high school of less than 25 ANB for 2 consecutive years shall apply to have the school classified as an isolated school.

Amends: 20-9-302, 20-9-303

348 SB 468 Towe 10/1/81 4/13/81
 By request of the Senate Judiciary Committee

Raises the maximum jurisdictional amount in civil cases in justices' courts to \$3,500.

Amends: 3-10-301, 25-31-506

349 SB 481 Story 10/1/81 4/13/81
 By request of the Senate Committee on State Administration

Repeals section 2-15-1703, MCA, which created the Division of Employment Security within the Department of Labor and Industry, and section 39-51-306, MCA, which created

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				certain bureaus within the Division; and to generally revise laws to conform to the repealer.
				Amends: 39-51-307, 39-51-503, 39-51-2410 Repeals: 2-15-1703, 39-51-306
350	HB 561	Sivertsen	10/1/81	4/13/81
				By request of the Department of Revenue
				Extends the current 5-year property revaluation cycle for an additional 2 years and provides for the validity of assessments and taxes during this extended cycle.
				Enacts: 15-7-111
351	HB 622	Neuman	10/1/81	4/13/81
				Increases the remissive county road levy.
				Amends: 7-14-2501
352	HB 804	Williams	10/1/81	4/13/81
				By request of the House Taxation Committee
				Revises the mileage limitations on telephone communications equipment that qualifies for class seven taxation.
				Amends: 15-6-137
353	SB 9	Norman	4/14/81	4/14/81
				By request of the Legislative Improvement Committee
				Provides that all interim studies be conducted by sub-committees of the standing committees.
				Amends: 5-5-202, 5-5-211, 5-5-217
354	SB 37	Himsel	10/1/81	4/14/81
				By request of Department of Health and Environmental Sciences
				Establishes a Montana tumor registry and requires reporting by hospitals of information on patients with tumors. Statement of Intent attached.
				Enacts: 50-15-701 through 50-15-706

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355	SB 74	Thomas	10/1/81	4/14/81
Updates the provisions relating to funding of library federations to reflect current practice.				
Repeals: 22-1-411				
356	SB 141	Dover	4/14/81	4/14/81
By request of the Department of Natural Resources and Conservation				
Allows the Department of Natural Resources and Conservation to award loans from the alternative energy research development and demonstration account for research, development demonstration, and commercialization of alternative renewable energy sources; and allows grants for commercialization of such sources. Statement of Intent attached.				
Amends: 90-4-101, 90-4-104 through 90-4-106				
357	SB 176	Stimatz	4/14/81	4/14/81
By request of the Department of Natural Resources and Conservation				
Revises and clarifies the appropriation and permit provisions of Title 85, Chapter 2, Parts 1 and 3, MCA; provides for an exception to permit requirements whenever appropriation of groundwater is by means of a well or developed spring with a maximum appropriation of less than 100 gallons per minute; provides for a review of a notice prior to the issuance of a certificate of water right; establishes a procedure for filing a notice of completion on groundwater appropriations first put to beneficial use between January 1, 1962, and July 1, 1973, if no notice of completion had been filed; provides that a notice of application be served by first-class mail; provides for action on an application if objections have been received; provides that an applicant has the burden of proof; establishes a new water right appropriation account; provides a proportionate fee for an environmental impact statement on an application for a reservation of water.				
Amends: 85-2-306, 85-2-307, 85-2-310, 85-2-311, 85-2-316				
Enacts: 85-2-318				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
358	SB 212	Hager	10/1/81	4/14/81
		By request of the Department of Health and Environmental Sciences		
		Provides a program of hazardous waste management separate from the nonhazardous solid waste management program in Montana. Statement of Intent attached.		
		Amends: 75-10-202 through 75-10-204, 75-10-212, 75-10-214, 75-10-221, 75-10-232		
		Enacts: 75-10-401 through 75-10-421		
		Repeals: 75-10-211, 75-10-225		
359	SB 231	Elliott	10/1/81	4/14/84
		By request of the Department of Revenue		
		Revises the alcoholic beverage licensing laws as they relate to corporate license applicants and licensees; eliminates residency requirements for licenses other than those for on-premises consumption; and provides for licenses issued prior to the effective date of this act.		
		Amends: 16-4-103, 16-4-108, 16-4-401		
360	SB 239	Hazelbaker	10/1/81	4/14/81
		Authorizes creation of insurance premium finance companies; provides for licenses, fees, and renewals; provides for investigation of applicants; provides for revocation and suspension of licenses; requires maintenance of records; provides for content, form, and delivery of premium finance agreements; establishes methods of computing charges; regulates delinquency charges; provides for cancellation upon default; requires return of unearned premiums; and provides for security interest and for certain exceptions.		
		Enacts: 33-14-101, 33-14-102, 33-14-201 through 33-14-204, 33-14-301 through 33-14-307		
361	SB 370	M. Anderson	10/1/81	4/14/81
		Regulates the sale of hamburger or ground beef in the various forms in which it is sold at retail.		
		Amends: 50-31-103, 50-31-208, 50-31-110		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
362	SB 390	Himsl	4/14/81	4/14/81
		By request of the Legislative Audit Committee		
		Reestablishes the Board of Pharmacists under existing statutory authority and rules; adds two public members to the Board; deletes the store license requirement; and deletes felony conviction as ground for denial or revocation of license.		
		Amends: 2-8-103, 2-15-1609, 37-7-311, 37-7-321		
363	SB 391	Himsl	4/14/81	4/14/81
		By request of the Legislative Audit Committee		
		Reestablishes the Board of Dentistry under existing statutory authority and rules; adds a public member to the Board; deletes the requirement that Board appointments be made from association lists; corrects an erroneous Board name; deletes the railroad rate reimbursement for Board travel; deletes the requirement to maintain an emergency fund; authorizes a dental hygienist to provide certain services without a dentist on the premises during brief emergencies; and deletes a felony conviction as grounds for denial or revocation of license.		
		Amends: 2-8-103, 2-15-1606, 37-4-101, 37-4-203, 37-4-204, 37-4-307, 37-4-321, 37-4-405		
364	SB 414	Boylan	*10/1/81	4/14/81
		By request of the Senate Agriculture Committee and the Department of Livestock		
		Clarifies the law which addresses the conditions under which the change of ownership livestock inspection requirements do not apply and to clarify the date on which the brucellosis vaccination requirement is effective.		
		Amends: 81-3-211		
		*Subsection (1) of section 2 effective 4/14/81.		
365	SB 428	Keating	10/1/81	4/14/81
		Generally revises and clarifies the provisions relating to fees charged by employment agencies.		
		Amends: 39-5-303, 39-5-310, 39-5-311		
		Repeals: 39-5-309		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
<u>Summary of Provisions</u>				
366	SB 434	Tveit	7/1/81	4/14/81
Provides that, under the gross vehicle weight law, the maximum load per inch of tire width, excluding the steering axle, may not exceed 600 pounds.				
	Amends: 61-10-105, 61-10-107			
367	HB 92	Asay	4/14/81	4/14/81 By request of the Department of Revenue
Permits the Department of Revenue to modify the percentage multiplier used in converting the market value of railroad property to taxable value in order to achieve compliance with the requirements of the Federal Railroad Revitalization and Regulatory Reform Act and provides an applicability date. Statement of Intent attached.				
	Amends: 15-6-141, 15-23-202			
368	HB 484	Nordtvedt	10/1/81	4/14/81
Allows a minor party to qualify to hold a primary election by petition.				
	Amends: 13-10-601			
369	HB 502	Anderson	10/1/81	4/14/81
Allows search and rescue and volunteer emergency medical personnel to use red blinker or revolving lights on their private vehicles if in emergency service and removes the inscription requirement and size limitation for such lights when used by firefighters.				
	Amends: 61-9-227			
370	HB 550	Kemmis	10/1/81	4/14/81
Revises the homestead exemption laws; increases the exemption to \$40,000; includes mobile homes within the exemption; allows all persons to claim the exemption; and allows the exemption to be claimed after a judgment is recorded.				
	Amends: 25-13-614, 25-13-617, 70-32-101, 70-32-103 through 70-32-106, 70-32-202			
	Repeals: 70-32-102			

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
371	HB 596	Williams	4/14/81	4/14/81
Recognizes a secondary easement for entry to and maintenance of a canal or ditch; prohibits encroachments upon or impairment of easements for canals or ditches used for irrigation or any other lawful domestic or commercial purpose, including carrying return water; and provides for the payment of costs and attorney's fees to the prevailing party in actions under this act.				
	Enacts: 70-17-112			
372	HB 607	Harp	10/1/81	4/14/81
Assigns the burden of proof when application is made to amend a certificate of environmental compatibility and public need under the Montana Major Facility Siting Act.				
	Amends: 75-20-219			
373	SB 88	Thomas	10/1/81	4/15/81
Clarifies the role of the State Library Commission and revises the funding program for libraries. Statement of Intent attached.				
	Amends: 22-1-412, 22-1-413			
	Repeals: 22-1-414 through 22-1-416			
374	SB 100	Thomas	10/1/81	4/15/81
Updates library funding provisions to reflect current practice.				
	Amends: 22-1-402			
375	SB 216	S. Brown	4/15/81	4/15/81
By request of the Legislative Audit Committee				
Deletes the requirement that before being paid supreme court justices and district court judges file an affidavit that no matters before them have been pending for over 90 days; requires an affidavit for matters pending over 90 days; provides for referral to the Judicial Standards Commission and for the withholding of salary.				
	Amends: 3-2-104, 3-5-212			

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
76	SB 292	Hager	4/15/81	4/15/81
Provides greater flexibility for the issuance of industrial development bonds by a municipality or county under Title 90, chapter 5, MCA, by authorizing the issuance of short-term bonds issued in anticipation of the issuance of long-term bonds; requires only one hearing for refunding bonds issued to acquire a project; provides for the refunding of short-term bonds issued in anticipation of the issuance of long-term bonds; provides for the disposition of the proceeds from the sale of refunding bonds.				
	Amends: 90-5-101, 90-5-104, 90-5-107			
77	SB 316	Towe	10/1/81	4/15/81
Requires the county clerk to record a document terminating interests not requiring probate when the termination results from the death of the person holding the interest.				
	Amends: 7-4-2613, 72-16-503			
78	SB 398	S. Brown	4/15/81	4/15/81
	By request of the Legislative Audit Committee			
Reestablishes the Board of Morticians; reduces the Board membership to five; removes restrictions on public board member participation; requires written disclosure of funeral costs and embalming requirements; modifies college study requirement for licensure; clarifies the reciprocity provisions for morticians licensed in another state; provides authority for rules on continuing education; deletes felony conviction as grounds for denial or revocation of a license. Statement of Intent attached.				
	Amends: 2-8-103, 2-15-1619, 37-19-302, 37-19-305, 37-19-311			
	Enacts: 37-19-315, 37-19-316			
379	SB 418	Ochsner	10/1/81	4/15/81
	By request of the Department of Professional and Occupational Licensing			
Revises and clarifies the law creating the Board of Pharmacists and the laws administered by the Board of Pharmacists.				
	Amends: 2-15-1609, 37-2-101, 37-7-101, 37-7-201, 37-7-301, through 37-7-303, 37-7-311, 37-7-321, 37-7-401, 37-7-502, 50-32-101, 50-32-208, 50-32-209, 50-32-301			

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
380	HB 7	Keyser	10/1/81	4/15/81
Regulates the utilization of physicians' assistants. Statement of Intent attached.				
		Amends: 37-3-103		
		Enacts: 37-20-101 through 37-20-103, 37-20-104, 37-20-201, 37-20-202, 37-20-301, 37-20-302, 37-20-303		
381	HB 74	Harper By request of the Administrative Code Committee	10/1/81	4/15/81
Generally revises and clarifies the laws relating to administrative rulemaking; requires the reporting of judicial cases to the Administrative Code Committee.				
		Amends: 2-4-302, 2-4-305, 2-4-314, 2-4-402, 2-4-412		
		Enacts: 2-4-410		
382	HB 88	Vincent By request of the Legislative Council	10/1/81	4/15/81
Provides a set of the Montana Code Annotated statute text and histories to each legislator at a charge of \$10 and reserves 50 sets of the Montana Code Annotated for the use of the legislature.				
		Enacts: 5-11-209		
383	HB 96	Feda By request of the Department of Social and Rehabilitation Services	10/1/81	4/15/81
Requires the Department of Social and Rehabilitation Services to draft rules to specify when public assistance may be denied to a person who has transferred property fraudulently. Statement of Intent attached.				
		Amends: 53-2-601		
384	HB 413	Bertelsen	10/1/81	4/15/81
Allows a county officer who is paid on a per-day basis to be paid his per-day rate of pay for attendance at conventions, meetings, or other gatherings of public officers.				

<u>Chapter No.</u>	<u>Bill No.</u>	<u>Chief Sponsor</u>	<u>Effective Date</u>	<u>Date Signed by Governor</u>
<u>Summary of Provisions</u>				
		Amends: 7-5-2145		
385	HB 545	Sivertsen	10/1/81	4/15/81
		Allows a member of a police force and his family the right to participate in political activity and allows members of his family to hold public office.		
		Amends: 7-32-4114		
386	SB 64	Elliott	10/1/81	4/15/81
		Provides that total disability compensation benefits will terminate when a claimant receives retirement social security benefits or when disability social security benefits are converted to retirement benefits.		
		Enacts: 39-71-710		
387	HB 90	Quilici	10/1/81	4/16/81
		By request of the Department of Natural Resources and Conservation		
		Amends the Governor's energy emergency supply powers to extend an energy emergency condition to 45 days before automatic termination without legislative approval.		
		Amends: 90-4-310		
388	HB 102	Manuel	10/1/81	4/16/81
		By request of the Department of Fish, Wildlife, and Parks		
		Provides statutory authority to establish a trust account for the operation, development, and maintenance of lands owned by the Department of Fish, Wildlife, and Parks.		
		Amends: 87-1-601		
389	HB 110	Pavlovich	10/1/81	4/16/81
		Sets penalties for fraudulently obtaining dangerous drugs.		
		Amends: 45-9-106		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
390	HB 258	Hemstad	10/1/81	4/16/81
Establishes a work experience and training program to provide recipients of AFDC payments an opportunity to contribute their efforts to society in return for assistance received and explores the feasibility of establishing such a program too include recipients of other forms of public assistance. Statement of Intent attached.				
Enacts: 53-2-701 through 53-2-709				
391	HB 265	Ellison	10/1/81	4/16/81
Provides for the creation and operation of rodent control districts.				
Enacts: 7-22-2207 through 7-22-2216, 7-22-2221 through 7-22-2226, 7-22-2231 through 7-22-2233				
Repeals: 7-22-2201 through 7-22-2206				
392	HB 299	Shontz	7/1/81	4/16/81
Exempts a person receiving a permit for the movement of agricultural products from single trip permit fees.				
Amends: 61-10-107, 61-10-144				
393	HB 304	Moore	10/1/81	4/16/81
Clarifies the qualifications that a newspaper must have in order to be eligible to bid on county printing contracts.				
Amends: 7-5-2411				
394	HB 379	Hemstad	10/1/81	4/16/81
By request of the State Auditor				
Increases the maximum sentence for criminal violations of the Montana Securities Act and extends the time for criminal prosecutions thereunder.				
Amends: 30-10-306				
395	HB 481	Nordtvedt	10/1/81	4/16/81

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
<u>Summary of Provisions</u>				
Revises the guidelines for the State Board of Investments.				
				Amends: 17-6-201, 17-6-211, 19-10-203
396	HB 573	Nordtvedt	10/1/81	4/16/81
Reduces the minimum early retirement age in the Teachers' Retirement System from 55 years to 50 years and revises the formula for calculating the early retirement allowance.				
				Amends: 19-4-802
397	HB 594	Kemmis	10/1/81	4/16/81
Requires land development and use by governmental agencies to be subject to a public hearing.				
				Enacts: 76-2-401, 76-2-402
398	HB 80	Pistoria	10/1/81	4/17/81
By request of the Department of Social and Rehabilitation Services				
Removes the bond requirement for persons who are protective payees for recipients of public assistance. Statement of Intent attached.				
				Amends: 53-2-608, 53-4-244
399	HB 127	Feda	4/17/81	4/17/81
By request of the Department of Social and Rehabilitation Services				
Allows the Department of Social and Rehabilitation Services to adopt more restrictive eligibility criteria for medical assistance. Statement of Intent attached.				
				Amends: 53-6-131
400	HB 291	Huennekens	10/1/81	4/17/81
By request of the Department of Social and Rehabilitation Services				
Allows the Department of Social and Rehabilitation Services to set criteria for determining reasonable and necessary expenditures by counties applying for grants-in-aid. Statement of Intent attached.				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

Amends: 53-2-323

401 HB 360 Metcalf 4/17/81 4/17/81

Allows a special permittee to sell table wine as well as beer.

Amends: 16-4-301, 16-4-501

402 HB 398 Quilici 10/1/81 4/17/81

Generally revises the alternative energy grant program.

Amends: 90-4-106, 90-4-107

Enacts: 90-4-108

403 HB 424 D. Brown 4/17/81 4/17/81

Raises the ceiling on rates charged by metropolitan sanitary and/or storm sewer districts.

Amends: 7-13-144

404 HB 463 Wallin 10/1/81 4/17/81
By request of the Board of Regents

Allows security guards employed by the Montana University System who meet minimum training standards to carry firearms under certain circumstances.

Amends: 20-25-324

405 HB 467 Sivertsen 10/1/81 4/17/81

Creates a Montana Alfalfa Seed Committee to research and advertise the state's alfalfa seed industry; establishes its functions and methods of operation; levies an assessment on alfalfa seed producers; and appropriates its proceeds to the committee. Statement of Intent attached.

Enacts: 2-15-3004, 80-11-301 through 80-11-313

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
406	HB 524	Hurwitz	10/1/81	4/17/81
Removes seed potato products from the produce wholesale licensing provisions.				
		Amends:	80-3-601	
407	HB 533	Huennekens	10/1/81	4/17/81
By request of the Department of State Lands				
Removes the requirement that the value of state-owned coal be defined as the value before taxes for royalty purposes.				
		Repeals:	15-35-109	
408	HB 538	Huennekens	10/1/81	4/17/81
By request of the Department of Revenue				
Provides a 5-year statute of limitations to enforce the provisions of Title 15, chapter 31, MCA, relating to the corporate license tax, and to collect unpaid taxes under that chapter, with exceptions for fraud and failure to file; and provides for retroactive application.				
		Enacts:	15-31-544	
409	HB 546	Pistoria	10/1/81	4/17/81
Revises the motor vehicle mandatory liability protection law by requiring certification of possession of insurance and carrying of an insurance card issued by an insurance carrier; increases the penalties.				
		Amends:	61-6-302, 61-6-304	
410	HB 557	D. Brown	10/1/81	4/17/81
Raises the state minimum wage.				
		Amends:	39-3-404	
411	HB 562	Thoft	4/17/81	4/17/81

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

Revises and simplifies the process of adding contiguous land in an unincorporated area to a sewer district when the board of directors determines there is excess capacity.

Amends: 7-13-2341

412 HB 566 Hemstad 10/1/81 4/17/81

Defines electrology to mean removal of superfluous hair with an electrified needle.

Amends: 37-32-102

413 HB 600 Curtiss 10/1/81 4/17/81

Imposes additional constraints on the making of renewable resource development grants or loans and establishes the uses for which such grants or loans may be proposed.

Amends: 90-2-103

Enacts: 90-2-113

414 HB 624 Williams 10/1/81 4/17/81

Increases the fees charged by the county clerks for recording, filing, and copying services and removes provisions that are outdated.

Amends: 7-4-2631, 7-4-2632

Repeals: 7-4-2633

415 HB 698 Meyer 10/1/81 4/17/81

Provides that a defendant who is provided with court-appointed counsel may be required upon conviction to repay the costs of counsel as a part of or a condition under the sentence.

Amends: 46-8-101, 46-18-201

Enacts: 46-8-111 through 46-8-115

416 HB 703 Dussault 10/1/81 4/17/81

Pertains to joint custody awards upon dissolution of

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
<u>Summary of Provisions</u>				
marriage; considers the best interests of the child; and allows the noncustodial parent access to records.				
Enacts: 40-4-222 through 40-4-225				
417	HB 704	Dussault By request of the House Local Government Committee	4/17/81	4/17/81
Permits the establishment of bus stops in places in which stopping, standing, and parking a vehicle are otherwise prohibited.				
Amends: 61-8-354				
418	HB 766	Ellison By request of the House Committee on Fish and Game	10/1/81	4/17/81
Requires Board of Land Commissioners' approval of land acquisition by the Department of Fish, Wildlife, and Parks.				
Amends: 23-1-102, 87-1-209				
419	HB 790	Daily	1/1/82	4/17/81
Places metropolitan sanitary and/or storm sewer districts under the regulatory authority of the Public Service Commission.				
Amends: 7-13-141, 7-13-144				
420	HB 815	Kemmis By request of the Department of Social and Rehabilitation Services	10/1/81	4/17/81
Provides procedures and guidelines for terminating the legal relationship between parent and child.				
Enacts: 41-3-601 through 41-3-603, 41-3-607 through 41-3-612				
421	HB 840	Bardanouye By request of the Department of Administration	*7/11/81	4/17/81

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

Establishes employee compensation plans and benefit levels, revises the classification appeals procedures, and provides pay schedules for fiscal years 1982 and 1983; appropriates funds therefor; appropriates funds for a personnel and labor relations study.

Amends: 2-18-101, 2-18-203, 2-18-301, 2-18-303, 2-18-311, 2-18-701 through 2-18-703

*Section 2 is effective 4/17/81

422	SB 30	Goodover	1/1/81	4/18/81
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Repeals the individual income tax surtax.

Amends: 15-30-105, 15-30-162

Repeals: 15-30-104

423	SB 41	Hafferman	10/1/81	4/18/81
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Classifies as tax exempt buildings of community service organizations established continuously since January 1, 1981.

Amends: 15-6-209

424	HB 321	Fabrega	10/1/81	4/18/81
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Revises the Montana Consumer Loan Act by providing for the adjustment of certain dollar amounts in the act in accordance with changes in the consumer price index; increases certain charges, including certain fees to be paid to third parties in the principal amount of the loan; provides for the utilization of the disclosures required by the Federal Consumer Credit Protection Act; and provides for attorney fees in legal actions. Statement of Intent attached.

Amends: 32-5-102, 32-5-103, 32-5-201, 32-5-301 through 32-5-303, 32-5-306, 32-5-402

Enacts: 32-5-104, 32-5-407

425	HB 370	Underdal	1/1/81	4/18/81
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Provides that oil and gas net proceeds tax be levied only on oil and gas sold during the taxable year. Applies to taxable years beginning after December 31, 1979.

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor			
Summary of Provisions							
Amends: 15-23-602, 15-23-603, 15-23-605							
426	HB 436	Bardanouye	10/1/81	4/18/81			
		By request of the Department of Institutions					
Generally revises and clarifies institutional industries programs of the Department of Institutions.							
Amends: 53-1-301 through 53-1-303							
427	HB 448	Nordtvedt	4/18/81	4/18/81			
Generally revises deposit requirements relating to insurance companies.							
Amends: 33-2-531							
428	HB 479	Donaldson	4/18/81	4/18/81			
Revises the definition of "floodplain".							
Amends: 76-5-103							
429	HB 498	Oberg	10/1/81	4/18/81			
Increases the minimum contract amount above which municipal contracts must be advertised and let for bid and may be paid in installments.							
Amends: 7-5-4302, 7-5-4306							
430	HB 587	Hanson	10/1/81	4/18/81			
Revises the procedures for creation of a new elementary district and provides that the territory to be included in the new district must consist of parcels of land that are contiguous.							
Amends: 20-6-216, 20-6-217							
431	HB 684	Lory	10/1/81	4/18/81			
Transfers the licensing authority over new motor vehicle							

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

manufacturers, distributors, and importers from the Department of Business Regulation to the Division of Motor Vehicles and removes duplicate licensing of new motor vehicle dealers.

Amends: 61-4-201, 61-4-202
 Repeals: 61-4-211

432 HB 734 Winslow 10/1/81 4/18/81

Waives state licensure inspection for hospitals that are accredited by the Joint Commission on Accreditation of Hospitals

Amends: 50-5-101, 50-5-103

433 HB 735 Winslow 10/1/81 4/18/81

Waives state licensure inspection for clinical laboratories that are accredited by the College of American Pathologists.

Amends: 50-5-101
 Enacts: 50-5-231

434 HB 819 Bengtson 10/1/81 4/18/81

Removes the requirement that the Office of the Superintendent of Public Instruction must contract directly with local school districts or cooperatives for the delivery of audiological services.

Amends: 20-7-403

435 SB 96 Van Valkenburg 10/1/81 4/20/81

Provides funds for special improvement district revolving funds by allowing 5 percent of the improvement cost to be an initial incidental expense to be deposited in the revolving fund.

Amends: 7-12-4169, 7-12-4222, 7-12-4227
 Enacts: 7-12-4229

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
436	SB 139	Dover By request of the Environmental Quality Council	10/1/81	4/20/81
<p>Authorizes the sale of electricity from qualifying small power production facilities to utilities under rates and conditions mutually agreed upon or established by the Public Service Commission or to electric cooperatives under terms and conditions mutually agreed upon and in compliance with the Public Utility Regulatory Policies Act.</p>				
<p>Enacts: 69-3-601 through 69-3-604</p>				
437	SB 244	Graham By request of the Department of State Lands	10/1/81	4/20/81
<p>Amends the Montana Strip and Underground Mine Reclamation Act to comply with the Federal Strip Mine Act and conditions of the Secretary of Interior's approval of the Montana program.</p>				
<p>Amends: 82-4-203, 82-4-221, 82-4-222, 82-4-251, 82-4-254</p>				
438	SB 270	Ryan By request of the Department of Institutions	10/1/81	4/20/81
<p>Increases the amount of money that a discharged inmate may receive.</p>				
<p>Amends: 53-30-111</p>				
439	SB 272	Mazurek By request of the Department of Revenue	10/1/81	4/20/81
<p>Generally revises, clarifies, and unifies the procedures for the issuance of a warrant for distraint by the Department of Revenue.</p>				
<p>Amends: 15-30-208, 15-30-226, 15-30-311, 15-30-312, 15-31-406, 15-31-525, 15-35-105, 15-36-107, 15-36-108, 15-37-107, 15-37-206, 15-38-107, 15-38-108, 15-51-111, 15-51-112, 15-53-112, 15-53-113, 15-54-112, 15-54-113, 15-55-109, 15-56-112, 15-56-113, 15-58-106, 15-58-107, 15-59-106, 15-59-107, 15-59-205, 15-59-206, 15-70-211, 15-70-334, 16-1-409, 40-5-222 through 40-5-226, 40-5-241, 40-5-245, 40-5-246, 40-5-255, 40-5-256, 69-1-226, 69-1-227</p>				
<p>Enacts: 15-1-701 through 15-1-709</p>				
<p>Repeals: 15-30-315, 15-31-527</p>				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
440	SB 287	Manley	10/1/81	4/20/81
<p>Provides for the right of first refusal to the former owner of abandoned real property interests acquired for a public use.</p> <p>Enacts: 70-30-321, 70-30-322</p>				
441	SB 288	S. Brown	10/1/81	4/20/81
<p>Implements Constitutional Amendment No. 9, which authorizes the legislature to establish exceptions to the confidentiality of proceedings before the Judicial Standards Commission; authorizes an efficiency and effectiveness audit; requires the Commission to report to the legislature.</p> <p>Amends: 3-1-1105, 3-1-1107 Enacts: 3-1-1121 through 3-1-1126</p>				
442	SB 347	Galt	10/1/81	4/20/81
<p>Creates the office of chief water judge; provides for the appointment, responsibilities, jurisdiction, and administrative requirements of the chief water judge.</p> <p>Enacts: 3-7-221 through 3-7-224</p>				
443	SB 466	Graham	10/1/81	4/20/81
<p>Revises the motor vehicle dealer laws by changing the fees; revises distribution of dealer plates; provides for demonstrator plates and uses; and provides for recreational vehicle dealer licensing.</p> <p>Amends: 61-4-101 through 61-4-103 Enacts: 61-1-132</p>				
444	SB 480	Healy	4/20/81	4/20/81
<p>Reestablishes the Board of Hearing Aid Dispensers under existing statutory authority and rules; generally revises and clarifies the operations of the Board; removes an audiologist from the Board; adds a public member to the Board; changes a temporary license to a trainee license and provides guidelines for its issuance; and provides that fees charged by the</p>				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor			
Summary of Provisions							
Board are to be commensurate with Board administrative costs. Statement of Intent attached.							
Amends: 2-8-103, 2-15-1616, 37-16-102, 37-16-201, 37-16-202, 37-16-301, 37-16-402, 37-16-405, 37-16-407, 37-16-408, 37-16-412							
445	SB 484	Severson	10/1/81	4/20/81			
		By request of the Senate Taxation Committee					
Raises the mill levies granted to the Department of Livestock for brands enforcement and animal health and raises the mill levies granted for predator control.							
Amends: 15-24-923, 81-7-104							
446	HB 48	Eudaily	8/1/81	4/20/81			
		By request of the Teachers' Retirement Board					
Defines the type and amount of earned compensation that can be included in the definition of average final compensation for calculating benefits in the Teachers' Retirement System.							
Amends: 19-4-101							
447	HB 58	Kessler	10/1/81	4/20/81			
		By request of the Study Committee on Annexation Laws					
Relates to the provision of services by municipalities to newly annexed areas.							
Amends: 7-2-4205, 7-2-4305, 7-2-4506, 7-2-4610							
448	HB 152	Donaldson	10/1/81	4/20/81			
		By request of the Department of Health and Environmental Sciences					
Minimizes transmission of rabies by prohibiting the possession of bats, skunks, foxes, or raccoons and provides for prohibition of possession of certain other animal species known to be capable of transmitting rabies to human beings; and provides an exemption for such animals that are possessed for six months prior to January 1, 1982. Statement of Intent attached.							
Enacts: 50-23-101 through 50-23-106							

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
449	HB 309	Hurwitz	10/1/81	4/20/81
		By request of the Department of Livestock		
		Limits the liability of the Department of Livestock and requires a renewal every 5 years of notices of security agreements and of assignments of security interests with the Department of Livestock.		
		Amends: 81-8-301		
450	HB 330	Kanduch	10/1/81	4/20/81
		Revises the membership of the Board of Health and Environmental Sciences.		
		Amends: 2-15-2104		
451	HB 364	Vincent	10/1/81	4/20/81
		Provides mandatory sentences for driving or being in control of a motor vehicle within this state while under the influence of alcohol or drugs; requires defendants to participate in an alcohol information course, including alcohol or drug treatment if considered necessary; and provides an expunging of the defendant's record after 5 years.		
		Amends: 61-8-714		
452	HB 385	Pistoria	10/1/81	4/20/81
		Generally revises the law relating to health service corporations; increases the annual report fee to 50 cents for each member; requires approval of membership contract forms before use; and requires examination of a health service corporation at least once every 4 years. Statement of Intent attached.		
		Amends: 33-30-105, 33-30-204, 33-30-301		
453	HB 578	Vincent	4/20/81	4/20/81
		Streamlines state small business licensing procedures and appropriates funding for a licensing center.		
		Enacts: 30-16-101 through 30-16-103, 30-16-201 through 30-16-203		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
454	HB 655	R. Anderson	10/1/81	4/20/81
Increases the reimbursement rate for school bus and individual and isolated transportation costs.				
	Amends: 20-10-141, 20-10-142			
455	HB 662	Burnett	10/1/81	4/20/81
Allows the trustees of a school district to use a four-wheel drive vehicle for transportation under certain conditions; provides that the Board of Public Education may grant permission for use of such a vehicle; and provides for a reimbursement rate. Statement of Intent attached.				
	Amends: 20-10-111			
456	HB 701	Winslow	10/1/81	4/20/81
By request of the Department of Professional and Occupational Licensing				
	Revises the physical therapy licensing law by clarifying the qualifications of an applicant and provides guidelines and rulemaking authority for issuance of a temporary license. Statement of Intent attached.			
	Amends: 37-11-303, 37-11-309			
457	HB 712	Hurwitz	4/20/81	4/20/81
Requires that a vacancy in a municipal elected office be filed by the city or town council within 30 days and until a successor is elected to fill the unexpired term of the office.				
	Amends: 7-4-4112			
458	HB 724	Neuman	10/1/81	4/20/81
Amends conflicts of interest provisions to allow contracts whenever geographical restrictions would make a contract otherwise unavailable to a local government.				
	Amends: 2-2-201			

<u>Chapter No.</u>	<u>Bill No.</u>	<u>Chief Sponsor</u>	<u>Effective Date</u>	<u>Date Signed by Governor</u>
Summary of Provisions				
459	HB 773	Keedy	10/1/81	4/20/81
Provides for recording and distribution of sentencing data pertaining to the performance of district court judges.				
		Enacts: 46-18-604		
460	HB 794	Ellerd	10/1/81	4/20/81
Generally revises the public health laws relating to clean indoor air and provides penalties.				
		Amends: 50-40-103, 50-40-104		
		Enacts: 50-40-109		
461	HB 806	Manuel	10/1/81	4/20/81
By request of the Senate Committee on Fish and Game				
Increases the amount of money that may be used for operation, development, and maintenance of fishing accesses.				
		Amends: 87-1-605		
462	HB 575	Kitselman	*10/1/81	*4/21/81
Authorizes the county commissioners to create a citizen advisory committee to advise the county commissioners on proposed amendments to zoning regulations.				
		Enacts: 76-2-220		
*This bill remained with the Governor 5 days, and the legislature being in session, the bill became a law on the above date.				
463	SB 107	McCallum	7/1/81	4/21/81
Allows taxpayers to pursue declaratory judgment proceedings to test the validity of tax levies; provides an exception from the requirement of payment of taxes under protest; provides for relief to all affected taxpayers if the challenged levy is declared illegal.				
		Amends: 15-1-401, 15-1-402, 15-1-404		
		Enacts: 15-1-406 through 15-1-408		

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<u>Summary of Provisions</u>				
464	SB 115	McCallum	10/1/81	4/21/81
Clarifies and establishes notice and protest procedures relating to fees for refuse disposal districts.				
	Amends: 7-13-204, 7-13-208, 7-13-209, 7-13-211, 7-13-231			
465	SB 300	Kolstad	7/1/81	4/21/81
Requires the Department of Administration to make financial assistance grants to counties for district courts.				
	Amends: 7-6-2352			
466	SB 305	Senate Rules Committee	4/21/81	4/21/81
	By request of the Legislative Improvement Committee			
Changes the automatic effective date of nonappropriations statutes from July 1 to October 1.				
	Amends: 1-2-201			
467	SB 335	Hazelbaker	10/1/81	4/21/81
	By request of the Insurance Department			
Adopts a new definition of marine, inland marine, and transportation insurance and describes the kinds of risks and coverages that may be insured by marine, inland marine, or transportation insurance policies.				
	Amends: 2-18-809, 33-1-209, 33-2-705, 33-17-504			
	Enacts: 33-1-221 through 33-1-229			
468	SB 341	Mazurek	10/1/81	4/21/81
	By request of the Attorney General			
Provides for trial of an offense in any county wherein is committed an act or offense that is part of a common scheme.				
	Amends: 46-3-102			

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
469	SB 381	Stephens	10/1/81	4/21/81
<p>Provides for disclosure of youth arrest records and youth court proceedings and files in those cases involving offenses that would be punishable as a felony if the youth were an adult.</p> <p>Amends: 41-5-521, 41-5-601, 41-5-602, 41-5-604</p>				
470	SB 392	S. Brown By request of the Legislative Audit Committee	7/1/81	4/21/81
<p>Terminates the Board of Podiatry Examiners and transfers regulation of podiatrists to the Board of Medical Examiners; adds a podiatrist to the Board of Medical Examiners; authorizes a podiatrist to administer drugs; removes statutory passing grade on examination; modifies penalty provisions; provides for transfer of funds and records; continues existing rules.</p> <p>Amends: 2-15-1605, 37-6-101, 37-6-302, 37-6-303, 37-6-312</p> <p>Enacts: 37-6-105</p> <p>Repeals: 2-15-1608, 37-6-201</p>				
471	SB 442	S. Brown By request of the Legislative Audit Committee	7/1/81	4/21/81
<p>Provides for county and municipal regulation of boxing and wrestling matches; requires permits therefor; requires safety rules; authorizes the collection of taxes on the proceeds of such events.</p> <p>Repeals: 7-21-4211</p> <p>Enacts: 7-21-4212</p>				
472	SB 449	Turnage By request of the Senate Legislative Administrative Committee	10/1/81	4/21/81
<p>Generally revises the laws relating to deferred compensation plans for public employees so as to establish a state investment account; authorizes local governments to participate in the state deferred compensation program; and authorizes the plan administrator to assess administrative costs against the program. Statement of Intent attached.</p>				

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Summary of Provisions

Amends: 19-2-101 through 19-2-103, 19-2-201 through 19-2-204

Repeals: 19-2-205

Enacts: 19-2-206

473 SB 458 Blaylock 10/1/81 4/21/81
By request of the Senate Committee on Education and Cultural Resources

Continues the Montana Folklife Project under the Montana Arts Council.

Amends: Section 6, Ch. 531, L. 1979

474 SB 463 S. Brown 10/1/81 4/21/81
By request of the Legislative Audit Committee

Provides for uniform compensation and travel expenses for the Boards of County Printing, Veterans' Affairs, Athletics, Medical Examiners, Dentists, Osteopathic Physicians, Podiatry Examiners, Pharmacists, Nursing, Nursing Home Administrators, Optometrists, Physical Therapy Examiners, Chiropractors, Radiologic Technologists, Speech Pathologists and Audiologists, Hearing Aid Dispensers, Psychologists, Veterinarians, Morticians, Barbers, Cosmetologists, Massage Therapists, Sanitarians, Public Accountants, Realty Regulation, Architects, Landscape Architects, Professional Engineers and Land Surveyors, Plumbers, and the State Electrical Board, State Banking Board, and the Commission for Human Rights.

Amends: 2-15-1102, 2-15-1706, 2-15-2202, 23-3-102, 32-1-201, 37-3-206, 37-4-203, 37-4-204, 37-5-202, 37-6-201, 37-7-202, 37-8-203, 37-9-201, 37-10-203, 37-11-203, 37-12-202, 37-14-201, 37-15-203, 37-16-203, 37-17-201, 37-18-203, 37-19-201, 37-30-202, 37-31-202, 37-33-202, 37-40-202, 37-50-202, 37-51-205, 37-65-202, 37-66-201, 37-67-203, 37-68-202, 37-69-203

Enacts: 37-1-133

475 SB 475 Mazurek 10/1/81 4/21/81

Adopts substantially all of the revisions to the Model Business Corporation Act that were recently recommended by the American Bar Association. Statement of Intent attached.

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Summary of Provisions

Amends: 35-1-102, 35-1-108, 35-1-109, 35-1-202, 35-1-206 through 35-1-209, 35-1-211 through 35-1-214, 35-1-301, 35-1-401, 35-1-402, 35-1-404, 35-1-406 through 35-1-409, 35-1-501, 35-1-506, 35-1-508, 35-1-509, 35-1-511, 35-1-601, 35-1-602, 35-1-605 through 35-1-607, 35-1-610 through 35-1-612, 35-1-801, 35-1-803 through 35-1-810, 35-1-901, 35-1-1002, 35-1-1006 through 35-1-1009, 35-1-1015, 35-1-1017, 35-1-1101, 35-1-1202, 35-1-1205
Repeals: 35-1-608, 35-1-613 through 35-1-616, 35-1-701 through 35-1-705, 35-1-802, 35-1-811
Enacts: 35-1-413 through 35-1-415, 35-1-515, 35-1-617, 35-1-711, 35-1-812

476 SB 479 Crippen 10/1/81 4/21/81
By request of the Senate Judiciary Committee

Validates certain conveyances of real property containing technical defects in execution.

Amends: 70-21-309

477 HB 13 Fabrega 4/21/81 4/21/81
By request of the Revenue Oversight Committee

Allows the Department of Revenue to waive interest upon delinquent taxes and penalties in certain cases and to extend the period before a penalty may be assessed.

Amends: 15-1-206, 15-30-142, 15-30-323

478 HB 36 Brand Contingent on 4/21/81
Congressional action.

Provides for taxation as class eleven property of certain electric transmission and distribution property constructed, owned, or operated by a public agency; eliminates tax exemption of such property; includes such property among properties centrally assessed.

Amends: 15-6-141, 15-6-201, 15-23-101

479 HB 223 Schultz 10/1/81 4/21/81

Reallocates the coal severance tax by reducing the amount allocated to alternative energy research from 5 percent to 4 1/2 percent and allocates 1/2 of 1 percent

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Summary of Provisions

of the tax to conservation district operations. Statement of Intent attached.

Amends: 15-35-108

Enacts: 76-15-530

480 HB 237 McBride 10/1/81 4/21/81
By request of the Department of Natural Resources and Conservation

Provides a credit against individual income tax liability under Title 15, chapter 30, MCA, for capital expenditures for energy-conserving purposes; eliminates the deduction from individual income tax liability for such expenditures; and applies to tax years beginning after December 31, 1980.

Amends: 15-30-121, 15-30-131, 15-32-103 through 15-32-106

Enacts: 15-30-125, 15-32-109

481 HB 300 Matsko 10/1/81 4/21/81

Enacts the provisions of the Model Drug Paraphernalia Act; provides for a definition of drug paraphernalia; provides penalties for its sale, possession, or advertisement; and provides for forfeiture.

Amends: 44-12-102, 44-12-103

Enacts: 45-10-101 through 45-10-107

482 HB 307 Yardley 10/1/81 4/21/81
By request of the Department of Health and Environmental Sciences

Provides for grants of front-end implementation funds for solid waste management capital equipment. Statement of Intent attached.

Amends: 75-10-103, 75-10-105, 75-10-106
75-10-125

483 HB 415 Sivertsen 10/1/81 4/21/81
By request of the Department of Revenue

Provides that a portion of the gain upon a corporate liquidation is recognized for state tax purposes by the liquidating corporation if any stockholder of the corporation is not subject to Montana income tax

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Summary of Provisions				
<p>or corporate license tax under Title 15, chapter 30 or 31, as appropriate. Applies to tax years after December 31, 1980. Statement of Intent attached.</p>				
<p>Amends: 15-30-111, 15-31-113</p>				
484	HB 480	Matsko	10/1/81	4/21/81
<p>Revises the Youth Court Act; changes the criteria for transfer to district court; changes the provisions for retaining fingerprint and photographic records; prohibits consideration of insurance compensation to a victim; provides for appointed counsel when the youth and his parents are unable to retain counsel.</p>				
<p>Amends: 41-5-206, 41-5-304, 41-5-403, 41-5-511, 41-5-522</p>				
485	HB 621	Meyer	4/21/81	4/21/81
<p>Defines and prohibits computer-related crime; provides penalties; permits the statute of limitations to toll until the offense is discovered.</p>				
<p>Amends: 45-1-205, 45-2-101, 45-2-103, 45-2-104, 50-20-109, 61-5-405 Enacts: 45-6-310, 45-6-311</p>				
486	HB 654	Menahan	10/1/81	4/21/81
<p>Revises the law pertaining to railroad bonds; provides the necessary backing for railroad rehabilitation revenue bonds and railroad rolling stock revenue bonds; eliminates limit on interest rates on the bonds; includes carriers used to transport products other than grain in the definition of rolling stock.</p>				
<p>Amends: 60-11-1102, 60-11-1104 through 60-11-1107, 60-11-1112, 60-11-1202, 60-11-1204 through 60-11-1207, 60-11-1211, 60-11-1212</p>				
487	HB 675	Harper	10/1/81	4/21/81
<p>By request of the Study Committee on State Mandates and the Effects of State-Owned Property on Local Governments</p>				
<p>Exempts cities and counties from contributing to the traffic education account; increases the amount con-</p>				

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Summary of Provisions

tributed from other earmarked sources.

Amends: 20-7-504, 20-7-505

488 HB 683 Fabrega 10/1/81 4/21/81

Revises and clarifies the laws relating to ballot issues; requires the Legislative Council to review all ballot issues; simplifies the language in ballot issue petitions; requires that each petition contain the address of the person circulating it; and encouraging the Attorney General to appoint a committee to write the purpose of the ballot issue and the statements of implication.

Amends: 13-27-202, 13-27-204 through 13-27-207, 13-27-302, 13-27-312

489 HB 725 Underdal 10/1/81 4/21/81
By request of the Department of Professional and Occupational Licensing

Revises the licensing laws for professional engineers and land surveyors; increases registration fees; clarifies requirements for registration as a land surveyor.

Amends: 37-67-303, 37-67-308, 37-67-315

490 HB 731 Daily 4/21/81 4/21/81

Requires the Department of Fish, Wildlife, and Parks to limit the number of new outfitter and guide licenses issued for fishing purposes by providing for establishment of a 2-year moratorium beginning on April 1, 1981.

Amends: 87-4-104

491 HB 740 Switzer 1/1/82 4/21/81

Authorizes the Department of Livestock to conduct research programs with regard to all phases of beef production and promotes the use and consumption of beef and beef products; provides for a tax on cattle to fund the Department's activities. Statement of Intent attached. Expires 7/1/89.

Enacts: 81-8-801 through 81-8-805

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Summary of Provisions				
492	HB 763	Pistoria	10/1/81	4/21/81
Requires itemized city assessments to be included on property tax notices sent to taxpayers.				
	Amends: 15-16-101			
493	HB 800	Waldron	10/1/81	4/21/81
Clarifies provisions relating to the battered spouses and domestic violence grant program; raises the marriage license fee from \$25 to \$30; provides an appropriation.				
	Amends: 25-1-201, 40-1-202, 40-2-404, 40-2-405			
494	HB 853	Shontz	10/1/81	4/21/81
Revises the laws relating to distribution of the decisions of the Montana Supreme Court; provides for sale of such case reports at cost to certain agencies in lieu of free distribution.				
	Amends: 2-15-401, 3-2-603, 3-2-604			
495	HB 69	Donaldson	4/22/81	4/22/81
By request of the Legislative Finance Committee				
Revises the appropriation and budget procedures relating to community colleges.				
	Amends: 20-15-403, 20-15-404			
	Enacts: 20-15-309 through 20-15-313			
	Repeals: 20-15-302, 20-15-303, 20-15-306, 20-15-307			
496	HB 197	Donaldson	4/21/81	4/21/81
By request of the Public Employee's Retirement Board				
Generally clarifies and revises the Public Employees' Retirement System Act regarding membership, contributions, and benefits.				
	Amends: 19-3-104, 19-3-201, 19-3-605, 19-3-703, 19-3-805, 19-3-902, 19-3-906, 19-3-1103, 19-3-1106, 19-3-1301, 19-3-1304			
	Repeals: 19-3-1303			

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<u>Summary of Provisions</u>				
497	HB 547	C. Smith	10/1/81	4/22/81
Allows signs or displays that advertise cultural exhibits of nonprofit historical or arts organizations to be erected in proximity to highways.				
		Amends: 75-15-111		
498	HB 593	Gould	10/1/81	4/22/81
Authorizes the Governor to negotiate with other states to establish agreements for submitting application to the rail passenger corporation for institution of rail passenger service in the State of Montana.				
		Enacts: 60-11-201		
499	HB 632	Sivertsen	10/1/81	4/22/81
By request of the Department of Institutions				
Requires formulation of a county alcohol treatment and prevention plan annually.				
		Amends: 53-24-211		
500	SB 15	Mazurek	4/23/81	4/23/81
Allows political subdivisions of the state to set the interest rate for bonds by deleting specific maximum rates allowable. Terminates 7/1/83.				
		Amends: 7-7-2251, 7-7-4251, 7-7-4275, 7-7-4432, 7-13-2510, 7-14-2745, 7-15-4322, 7-31-112, 7-34-2415, 17-5-102, 20-9-410, 20-9-426, 20-9-427, 20-9-430, 67-11-303, 69-4-332		
		Enacts: 17-5-104, 17-5-105		
501	SB 17	Thomas	10/1/81	4/23/81
By request of the Revenue Oversight Committee				
Generally revises the procedure for payment of taxes and license fees under protest; allows the State Tax Appeal Board to order refund of protested taxes and license fees in certain cases.				
		Amends: 15-1-402, 15-1-403, 15-2-303, 15-16-601		
		Enacts: 15-2-306		
		Repeals: 15-1-401, 15-15-105, 15-15-106		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
502	SB 19	R. Brown	4/23/81	4/23/81
		Provides for authorization of a county tax appeal board to meet beyond the normal time period in certain cases.		
		Amends: 15-2-201, 15-15-101 503		SB 229
503	SB 229	Turnage	10/1/81	4/23/81
		Provides for hydroelectric power generation at appropriate Department of Natural Resources and Conservation water projects; provides for lease of such projects for the purpose of power generation; specifically authorizes the construction and operation of such facilities by the Department if no lease is consummated; and establishes the method of sale of power generated at such facilities.		
		Enacts: 85-1-501 through 85-1-513		
504	SB 362	Van Valkenburg	10/1/81	4/23/81
		Revises the method of disincorporation of a municipality and provides for a disincorporation election upon two-thirds vote of the city governing body.		
		Amends: 7-2-4902		
505	SB 409	Manning By request of the Governor	*	4/23/81
		Creates a water development program; establishes a loan and grant program for water development projects and activities; establishes an earmarked water development account; allocates a portion of the coal severance tax proceeds; allocates a portion of the interest income from the resource indemnity trust account; creates authority for water development bonds; creates authority for coal severance tax trust fund bonds; requires a limited appropriation of income and interest from the coal severance tax trust; lifts the interest ceiling on water conservation revenue bonds. Statement of Intent attached.		
		Amends: 15-35-108, 15-38-202, 85-1-102, 85-1-301, 85-1-332, 90-2-101, 90-2-111, 90-2-124		
		Enacts: 17-5-701 through 17-5-719, 86-1-601 through 86-1-622		
		Repeals: 85-1-333, 85-1-334		

*This act, except for sections 4, 43, and 49, is

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
			effective July 1, 1981. Sections 4, 43, and 49 are effective July 1, 1983.	
506	HB 620	Burnett By request of Department of Military Affairs	10/1/81	4/23/81
		Establishes a reenlistment or extension incentive bonus for enlisted members of the Montana National Guard and appropriates money for that purpose. Statement of Intent attached.		
		Enacts: 10-1-801 through 10-1-806		
507	HB 851	Bardanouve By request of the Governor	10/1/81	4/23/81
		Authorizes the issuance of and creation of a state debt for water development bonds in an amount not to exceed \$5 million.		
		Enacts: 85-1-623		
508	SB 49	Eck	10/1/81	4/24/81
		Requires that insurers and health service corporations transacting health insurance in this state offer an option for home health care under hospital and medical services policies and contracts.		
		Enacts: 33-22-101 through 33-22-103		
509	SB 58	Van Valkenburg By request of the Department of Health and Environmental Sciences	7/1/81	4/24/81
		Amends the school immunization laws to eliminate the exemption based on failure to act; allows a grace period for transfer students.		
		Amends: 20-5-403		
510	SB 85	Dover	10/1/81	4/24/81
		Makes raffle prize restrictions nonapplicable to non-profit corporations, religious corporations sole, and other nonprofit organizations when the proceeds of a raffle are used for charitable purposes.		

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
511	SB 253	Regan By request of the Department of Social and Rehabilitation Services	10/1/81	4/24/81
		Amends the laws relating to child abuse and neglect and protective services by providing expanded definitions and adding directives regarding the Department of Social and Rehabilitation Services' responsibility for child welfare services.		
		Amends: 41-3-102, 41-3-201, 41-3-302, 41-3-401, 53-2-201		
512	SB 461	Senate Taxation Committee by request of the Senate Taxation Committee	10/1/81	4/24/81
		Removes the restrictions on all-beverage liquor licenses transferred from one quota area to another 5 years after the transfer and allows the transfers of all-beverages licenses to quota areas that are less than 133 percent over quota, an increase from 125 percent.		
		Amends: 16-4-202, 16-4-204		
513	HB 270	Sales	10/1/81	4/24/81
		Removes the obligations of the counties and political parties to pay expenses for county and state conventions.		
		Repeals: 13-38-102		
514	HB 653	Nordtvedt	10/1/81	4/24/81
		Sets a statutory state expenditure limitation and permits emergency appropriations.		
		Enacts: 17-8-105, 17-8-106		
515	HB 761	Fabrega By request of the House Committee on Business and Industry	10/1/81	4/24/81
		Requires notification to the owner of property subjected to a mechanic's lien.		
		Amends: 71-3-513		

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Summary of Provisions

516	HB 870	Nordtvedt	4/24/81	4/24/81
By request of the House Committee on Taxation				
Increases the standard deduction allowed for income tax purposes; amends Section 4 of Initiative No. 86.				
Amends: 15-30-122				
517	HB 429	Vincent	*1/1/84	
Submits to the qualified electors of Montana an amendment to Article V, Section 6, of the Montana Constitution to provide that the legislature shall meet in annual sessions for 60 legislative days in odd-numbered years and 45 legislative days in even-numbered years and provides limitations on the business that may be conducted in each respective session.				
*Amends Article V, Section 6 of the Montana Constitution if approved by electorate, and if so approved, this amendment becomes effective January 1, 1984.				
518	SB 50	McCallum	7/1/81	4/29/81
By request of the County Compensation Board				
Establishes salaries for elected county officials and provides for annual cost-of-living adjustments.				
Amends: 7-4-2107, 7-4-2501, 7-4-2503, 7-4-2504				
519	SB 78	Severson	10/1/81	4/29/81
Revises the determination of distance limitations for the issuance of a liquor license and excepts licenses already issued.				
Amends: 16-1-106, 16-4-105, 16-4-201, 16-4-501				
Enacts: 16-4-409, 16-4-410				
520	SB 150	Kolstad	10/1/81	4/29/81
Clarifies the statutes allowing the investment credit and increases the small business investment credit to 30 percent of the federal credit. This act is applicable only to taxable years beginning after December 31, 1980 and before January 1, 1983.				

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Summary of Provisions

Amends: 15-30-161, 15-30-162, 15-31-123

521 SB 152 Mazurek 10/1/81 4/29/81

Allows municipalities greater flexibility in assessing the costs of installing and maintaining a lighting system to those who benefit from a special lighting district.

Amends: 7-12-4301, 7-12-4321, 7-12-4328

522 SB 161 Mazurek 10/1/81 4/29/81

Adopts the Revised Uniform Limited Partnership Act. Statement of Intent attached.

Enacts: 35-12-501 through 35-12-510, 35-12-521, 35-12-601 through 35-12-609, 35-12-701 through 35-12-705, 35-12-801 through 35-12-805, 35-12-901 through 35-12-904, 35-12-1001 through 35-12-1008, 35-12-1101 through 35-12-1105, 35-12-1201 through 35-12-1204, 35-12-1301 through 35-12-1308, 35-12-1401 through 35-12-1404

Repeals: 35-12-101 through 35-12-403 -

523 SB 162 Mazurek 10/1/81 4/29/81

Provides for contribution from joint tortfeasors and provides for joinder of parties. This act applies only to causes of action arising after the effective date of this act.

Amends: 27-1-703

524 SB 199 Etchart 4/29/81 4/29/81

Allows the Department of Natural Resources and Conservation to suspend action on applications and to close a source within the Milk River Basin to applications for a permit to appropriate water in the Basin under certain conditions.

Enacts: 85-2-321 through 85-2-323

525 SB 200 Lee 4/29/81 4/29/81

Allows for the deduction of federal excise taxes when

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Summary of Provisions

computing oil and gas net proceeds tax; defines the term excise tax. Applies to tax years beginning after December 31, 1979. Statement of Intent attached

Amends: 15-23-601 through 15-23-603, 15-23-605

526 SB 210 Senate 4/29/81 4/29/81
Taxation Committee

Allows taxpayers to challenge assessment rules and procedures in the district court; provides that relief granted in such a proceeding may apply to all similarly situated taxpayers.

Amends: 15-15-101

Enacts: 15-2-307 through 15-2-310

527 SB 221 Van Valkenburg 10/1/81 4/29/81

Revises and clarifies the laws relating to special improvement districts.

Amends: 7-12-4188, 7-12-4202, 7-12-4203, 15-16-102, 15-16-103

528 SB 238 Story 10/1/81 4/29/81

Provides court costs and attorney's fees to a successful plaintiff in an action for property damage arising out of the ownership, maintenance, or use of a motor vehicle.

Amends: 25-10-101, 25-10-302

529 SB 258 S. Brown 7/1/81 4/29/81
By request of the Office of the Governor

Transfers forestry functions of the Department of Natural Resources and Conservation to the Department of State Lands; generally revises the laws to conform to the transfer; requests that the Governor make recommendations to the members of the 1983 Legislature.

Amends: 75-10-203, 76-13-104, 76-13-106, 76-13-109, 80-8-110

Enacts: 77-5-103

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<u>Summary of Provisions</u>				
530	SB 267	Mazurek	10/1/81	4/29/81
		By request of the Department of Social and Rehabilitation Services		
		<p>Generally revises the laws relating to adoption and amends the laws relating to relinquishment and placement of children for adoption by their parents without agency involvement.</p> <p>Amends: 40-6-125, 40-8-101, 40-8-103, 40-8-104, 40-8-111, 40-8-113, 40-8-121 through 40-8-123</p> <p>Enacts: 40-6-132 through 40-6-134, 40-8-108, 40-8-109</p> <p>Repeals: 40-6-124</p>		
531	SB 269	Conover	10/1/81	4/29/81
		<p>Revises the methods of payment in eminent domain proceedings; provides for payment of current fair market value; requires proration of taxes and weed control.</p> <p>Amends: 70-30-301, 70-30-302, 70-30-308</p> <p>Enacts: 70-30-313 through 70-30-315</p>		
532	SB 320	Halligan	5/1/82	4/29/81
		<p>Provides for the sale of regular deer and elk tags to residents who are 65 years of age or older at a price not to exceed one-half of that paid by residents who are 15 years of age or older and under 65 years of age.</p> <p>Amends: 87-2-801</p>		
533	SB 322	Halligan	10/1/81	4/29/81
		<p>Stimulates the production and use of organic fertilizer and soil amendments in Montana by providing tax incentives</p> <p>Amends: 15-30-121</p> <p>Enacts: 15-32-301 through 15-32-303</p>		
534	SB 325	Stephens	10/1/81	4/29/81
		<p>Revises the salary schedule of a youth court probation officer.</p> <p>Amends: 41-5-704</p>		

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Summary of Provisions				
535	SB 352	Blaylock	10/1/81	4/29/81
By request of the Insurance Department				
Insures the availability of basic levels of benefits under disability insurance policies and contracts for the care and treatment of mental illness.				
Amends: 33-22-701 through 33-22-704				
536	SB 356	Blaylock	4/29/81	4/29/81
By request of the Office of the Governor				
Provides a single percentage rate of 5 percent to be used in computing the severance tax on petroleum collected during fiscal years 1982 and 1983 and 6 percent to be used in computing the severance tax on petroleum collected thereafter; provides an applicability date.				
Amends: 15-36-101				
537	SB 361	Lee	10/1/81	4/29/81
Exempts domestic international sales corporations from the corporate license tax; and taxes the shareholders of domestic international sales corporations.				
Amends: 15-30-111, 15-31-102				
538	SB 367	Keating	10/1/81	4/29/81
Allows the sale of coal mined under leases from the Board of Land Commissioners to foreign persons.				
Repeals: 77-3-315				
539	SB 376	S. Brown	4/29/81	4/29/81
Revises and clarifies the Montana Major Facility Siting Act to increase the exemption limit for an addition to a facility; revises the definition of a facility; exempts facilities subject to the Montana Strip and Underground Mine Reclamation Act; expands exemption criteria for the relocation, reconstruction, or upgrading of a facility; clarifies appellate review procedures; clarifies which decisions of the Board of Health and Environmental Sciences and Department of Health and				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor			
Summary of Provisions							
Environmental Sciences are conclusive; requires the Board to waive the alternative site study, advance notice, and minimum adverse environmental impact requirements when a facility will be constructed in a county that has experienced severe unemployment problems because of a plant closure.							
Amends: 75-20-104, 75-20-202, 75-20-211, 75-20-216, 75-20-218, 75-20-220, 75-20-304, 75-20-406							
540	SB 377	Berg	10/1/81	4/29/81			
		By request of the Office of the Governor					
Simplifies utilization of funds available for financing the foundation program and permissive portions of public school budgets.							
Amends: 20-9-345, 20-9-351, 20-9-352							
541	SB 399	Manley	10/1/81	4/29/81			
Provides for voter approval, amendment, or repeal of a master plan by initiative or referendum.							
Amends: 76-1-604							
542	SB 422	Graham	4/29/81	4/29/81			
Extends for 2 years the deadline to expend or encumber coal area highway reconstruction funds appropriated prior to June 30, 1979; provides for local government consultations.							
Amends: Section 2 of Chapter 540, Laws of 1977 (90-6-210)							
543	SB 426	Himsl	4/29/81	4/29/81			
		By request of the Legislative Audit Committee					
Reestablishes the Board of Optometrists under existing statutory authority and rules; provides for staggered 4-year terms for Board members; removes restrictions against advertising; clarifies the authority to fit contact lenses; updates the grounds for revocation of a license.							
Amends: 2-8-103, 2-15-1612, 37-10-301, 37-10-311							

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
544	SB 452	Himsl By request of the Legislative Audit Committee	4/29/81	4/29/81
		Reestablishes the Board of Barbers under existing statutory authority and rules; revises Board makeup; exempts cosmetologists from prohibitions under barbering laws; gives the Board authority to grant temporary licenses to barbershops, requires annual inspections of barbershops; reduces apprenticeship terms; authorizes reciprocal licensing; deletes price-setting provisions; deletes criminal conviction as grounds for denial or revocation of a license.		
		Amends: 2-8-103, 2-15-1625, 37-30-101, 37-30-203, 37-30-305, 37-30-403, 37-30-404, 37-30-422, 37-30-425 Enacts: 37-30-309		
545	SB 459	E. Smith By request of Senate Committee on Fish and Game	10/1/81	4/29/81
		Generally revises the laws governing outfitters and guides in the State of Montana.		
		Amends: 2-15-3403, 87-4-101 through 87-4-106, 87-4-121 through 87-4-128, 87-4-130, 87-4-131, 87-4-141 through 87-4-144		
546	HB 18	Nordtvedt By request of the Revenue Oversight Committee	10/1/81	4/29/81
		Reduces individual income tax on interest income earned by a taxpayer age 65 or older. Applies to taxable years beginning after December 31, 1980.		
		Amends: 15-30-111		
547	HB 26	Moore	10/1/81	4/29/81
		Controls and regulates the use of private consultants by state agencies.		
		Enacts: 18-8-101 through 18-8-106, 18-8-111, 18-8-112		
548	HB 27	Keyser	4/29/81	4/29/81
		Clarifies that the individual income tax base exemption is \$800.		

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Summary of Provisions

Amends: Sections 1, 3, and 5 of Initiative No. 86
and Section 9, Chapter 698, Laws of 1979.

Provides an ad hoc cost-of-living increase in service and disability retirement and survivorship allowances payable to members of the Public Employees', Teachers', Highway Patrolmen's, Sheriffs', and Game Wardens' Retirement Systems and their beneficiaries and to members of the Municipal Police Retirement System retired on or after July 1, 1975, and their beneficiaries; provides a minimum monthly benefit allowance for certain members of these retirement systems and their beneficiaries; provides funding for the cost-of-living increase and and minimum monthly benefit allowance.

Amends: 19-3-801, 19-4-605, 19-4-802, 19-4-804, 19-4-1001
19-6-404, 19-7-404, 19-8-504, 19-9-702, 19-9-703
Enacts: 19-3-1107, 19-3-1108

550 HB 63 Moore 4/29/81 4/29/81

Exempts from income taxation private or corporate retirement benefits not in excess of a certain amount.

Amends: 15-30-111

551 HB 135 Kessler 10/1/81 4/29/81

Permits a member of the Teachers' Retirement System to purchase service credits for employment in private schools

Amends: 19-4-401
Enacts: 19-4-408

552 HB 161 Gould 10/1/81 4/29/81

Authorizes the Department of Administration to develop and administer a statewide incentive program to award state employees for cost-saving proposals. Provides a termination date of July 1, 1983. Statement of Intent attached.

Enacts: 2-18-1101 through 2-18-1106

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Summary of Provisions				
553	HB 179	Donaldson	10/1/81	4/29/81
<p>Increases the lot fees charged for services rendered in the review of subdivisions; allows more reimbursement to local governments performing subdivision review functions.</p> <p>Amends: 76-4-105, 76-4-128</p>				
554	HB 200	Ellison * By request of the Department of Fish, Wildlife, and Parks		4/29/81
<p>Increases funds available for management of the state's wildlife resources by increasing the fees for hunting, fishing, and related licenses and permits; removes the 7-year kill limitation on certain game animals; and removes the priority status for unsuccessful special elk and antelope license applicants.</p> <p>Amends: 87-2-104, 87-2-202, 87-2-301, 87-2-302, 87-2-304, 87-2-403, 87-2-501, 87-2-505, 87-2-701, 87-2-702, 87-2-705, 87-2-706, 87-2-903 Enacts: 87-2-306, 87-2-113 Repeals: 87-2-303, 87-2-703, 87-2-721</p> <p>*Sections 2, 3, and 14 are effective May 1, 1981; section 11 is effective July 1, 1981; sections 12 and 13 are effective April 29, 1981; all other sections, with the exception of section 16 are effective May 1, 1982. Section 16, the repealer section, is effective as follows: 87-2-703 and 87-2-721 are repealed effective May 1, 1981; 87-2-303 is repealed effective May 1, 1982.</p>				
555	HB 202	Sivertsen By request of the Department of Administration	4/29/81	4/29/81
<p>Relates to the state building code; generally revises and clarifies the applicability of building construction standards.</p> <p>Amends: 50-60-101, 50-60-102</p>				
556	HB 209	Keedy	10/1/81	4/29/81
<p>Broadens the courses of action that a judge may take when he determines that a fair trial cannot be had in the county in which the prosecution is pending.</p>				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
Amends: 46-13-203				
557	HB 213	Keedy	10/1/81	4/29/81
Broadens the discovery of witnesses and defenses in criminal cases.				
Amends: 46-15-301				
558	HB 286	Fabrega	4/29/81	4/29/81
Provides a state-chartered building and loan association the same rights as a federally-chartered savings and loan association. Statement of Intent attached.				
Enacts: 32-2-111				
559	HB 290	Keedy	10/1/81	4/29/81
Increases the monthly payments to victims of silicosis from \$175 to \$200.				
Amends: 39-73-103, 39-73-104, 39-73-107				
560	HB 301	Matsko	10/1/81	4/29/81
Increases the ability of victims of criminal mischief to recover restitution from the offender; and increases to \$2,500 the amount of recovery allowed against parents under sections 40-6-237 and 40-6-238, MCA.				
Amends: 40-6-237, 40-6-238, 45-6-101				
561	HB 336	Kanduch	10/1/81	4/29/81
Prohibits solicitation within or at the entry of any polling place.				
Amends: 13-35-218				
562	HB 390	Winslow	10/1/81	4/29/81
Allows use of any publicly owned building as polling place				
Amends: 13-3-105				

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Summary of Provisions				
563	HB 445	Roth	10/1/81	4/29/81
Creates a procedure to obtain a variance from the rules issued pursuant to the Montana Solid Waste Management Act.				
		Enacts: 75-10-206		
564	HB 609	Fabrega	7/1/81	4/29/81
Provides a graduated schedule for the tax rate applicable to improvements on real property for new and expanding manufacturing industry and provides for local government approval. Applies to taxable years beginning after December 31, 1981.				
		Amends: 15-6-134		
		Enacts: 15-24-1401, 15-24-1402		
565	HB 642	Bennett	4/29/81	4/29/81
Provides for the establishment of ambient air quality standards for fluorides through limitations upon the concentration of fluorides in forage grasses, hay, and silage. Statement of Intent attached.				
		Amends: 75-2-202		
566	HB 674	Fabrega	*7/1/81	4/29/81
Creates a firefighters' unified retirement system and provides for its administration. Statement of Intent attached.				
		Amends: 19-9-1007, 19-11-401, 19-11-403, 19-11-504, 19-11-512 through 19-11-514, 19-11-606, 19-12-301.		
		Enacts: 19-13-101 through 19-13-109, 19-13-111, 19-13-201 through 19-13-204, 19-13-301 through 19-13-305, 19-13-401 through 19-13-403, 19-13-501 through 19-13-505, 19-13-601 through 19-13-607, 19-13-701 through 19-13-704, 19-13-801 through 19-13-805, 19-13-901 through 19-13-903, 19-13-1001 through 19-13-1007		
		Repeals: 19-11-301 through 19-11-303		
		*Section 6 is effective 4/29/81.		
567	HB 676	Harper	10/1/81	4/29/81
Modifies earmarked funding for the crime victims compensation program requiring that funding for the program				

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Summary of Provisions

be from fines and forfeitures of high patrol issued citations.

Amends: 53-9-109

568 HB 692 O'Connell 10/1/81 4/29/81

Raises the value of advertising matter or novelties that can be furnished to a beer retailer by a brewer or wholesaler.

Amends: 16-3-241

569 HB 702 Winslow 10/1/81 4/29/81

Limits the maximum fee that the Department of Administration can charge for receiving and processing elevator and escalator condition reports.

Amends: 50-60-701

570 HB 775 Nordtvedt 10/1/81 4/29/81
By request of the House Taxation Committee

Repeals provisions relating to withholding for non-resident's income tax.

Amends: 15-30-311, 20-15-403

Repeals: 15-30-221 through 15-30-227

571 HB 834 Fabrega 4/29/81 4/29/81

Establishes an investment credit against personal income tax or corporate tax for investments in small business investment companies. Statement of Intent attached.

Enacts: 15-33-101 through 15-33-106

572 HB 835 D. O'Hara 10/1/81 4/29/81

Generally clarifies and revises the local option motor fuel tax; allows the Department of Revenue to collect the tax; establishes filing procedures for distributors; establishes penalty and interest for delinquent tax, enforcement procedures, and a statute of limitations.

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Summary of Provisions				
Amends: 7-14-301 through 7-14-304				
573	HB 838	Lund	4/29/81	4/29/81
		By request of the House Appropriations Committee		
		Revises the audit fees charged to local governments; creates a revolving account, appropriates money to the revolving account; provides for audits of local governmental entities every 2 years; provides for a penalty for nonpayment of bills submitted to local governments for auditing.		
		Amends: 2-7-503, 2-7-505, 2-7-506, 2-7-516, 20-9-203		
		Enacts: 2-7-517, 2-7-518		
574	HB 859	Fagg	10/1/81	4/29/81
		Provides for the deduction of charitable contributions and gifts made by corporations in computing net income and corporate license tax liability.		
		Amends: 15-31-114		
575	SB 33	Goodover	*10/1/81	5/1/81
		By request of the Code Commissioner		
		Generally revises and clarifies the laws of the State of Montana in accordance with the mandate to the Code Commissioner contained in section 1-11-204.		
		Amends: 1-11-101, 1-11-103, 2-15-132, 2-15-133 through 2-15-137, 2-15-201, 2-15-1606, 2-17-112, 2-18-501, 2-18-1011, 3-1-206, 3-7-103, 5-2-212, 5-11-203, 7-1-4137, 7-3-122, 7-3-141, 7-3-151, 7-3-158, 7-3-4222, 7-3-4310, 7-4-2501, 7-4-2504, 7-4-2611, 7-4-4107, 7-6-204, 7-6-2301 through 7-6-2303, 7-6-2604, 7-7-4427, 7-12-4175, 7-13-2225, 7-13-2235, 7-13-2243, 7-13-2246, 7-13-4321, 7-15-4218, 7-34-2414, 7-32-4116, 7-32-4120, 7-33-2312, 13-2-402, 13-16-203, 13-16-205, 13-16-414, 13-16-419, 13-24-205, 13-25-204, 13-27-502, 13-27-503, 13-35-208, 13-35-217, 13-36-102, 15-6-134, 15-6-135, 15-6-137 through 15-6-140, 15-6-151, 15-8-111, 15-18-303, 15-24-931, 15-31-523, 16-4-107, 19-9-1007, 20-3-324, 20-3-331, 20-5-101, 20-6-621, 20-15-403, 20-20-421, 20-25-511, 25-1-102, 25-1-201, 25-1-301, 25-3-201, 25-3-301, 25-3-402, 25-3-504, 25-3-505, 25-4-101, 25-4-204, 25-4-503, 25-4-602, 25-7-102, 25-7-205, 25-7-223, 25-7-224, 25-7-301, 25-7-304, 25-9-201, 25-10-202, 25-10-205, 25-11-102 through 25-11-104,		

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Summary of Provisions

25-13-104, 25-13-301, 25-13-304, 25-13-404, 25-14-101, 25-14-202, 25-14-305, 25-30-101, 25-31-102, 25-31-111, 25-31-115, 25-31-301, 25-31-308, 25-31-408, 25-31-501, 25-31-506, 25-31-521, 25-31-602, 25-31-709, 25-31-802, 25-31-901, 25-31-1101, 25-33-104, 25-33-201, 25-33-205, 25-34-203, 25-34-403, 27-25-203, 30-12-105, 30-13-202, 30-14-203, 30-14-204, 30-14-223, 30-14-502, 32-1-205, 33-2-1103, 33-2-1345, 33-2-1382, 33-4-403, 33-6-402, 33-15-103, 33-15-201, 33-20-101, 33-20-115, 33-20-1001, 35-1-928, 35-2-711, 35-4-201, 35-11-201, 35-11-202, 35-17-204, 35-17-504, 35-17-505, 35-21-216, 35-21-405, 37-50-301, 37-50-303, 37-61-419, 39-34-101 through 39-34-103, 39-51-1213, 40-3-127, 41-3-406, 45-9-108, 46-30-401, 50-60-204, 53-1-202, 53-4-401, 53-24-204, 53-30-204, 61-6-304, 67-11-303, 69-11-109, 70-19-413, 70-28-104, 70-28-206, 70-28-215, 72-16-331, 76-3-612, 80-3-110, 80-7-210, 82-1-203, 82-1-303, 82-4-103, 82-4-252, 82-4-306, 85-8-624.

Repeals: MCA sections 2-15-1643, 2-15-1656, 13-27-309, 20-5-315, 25-1-111, 25-7-210, Title 37, chapters 52 and 70, 72-11-334; R.C.M. 1947 sections 11-4305(5), 59-1007, 82-2206 through 82-2208.

*Sections 3 through 8 are effective May 1, 1981.

576 SB 42 S. Brown 10/1/81 5/1/81

Increases the interest for delinquent property tax payment from 2/3 of 1 percent to 5/6 of 1 percent per month for the first \$3,000 per taxpayer of each year's delinquent taxes and 1 percent per month for each year's delinquent taxes in excess of \$3,000 per taxpayer. Applies to taxes assessed and levied after December 31, 1980.

Amends: 15-16-101, 15-16-102, 15-17-303

577 SB 77 Himsl 5/1/81 5/1/81
By request of the Department of Administration

Extends the authority of the State Board of Examiners, upon recommendation of the Department of Administration, to issue and sell notes in anticipation of taxes and revenues appropriated for expenditure during a fiscal year; provides that the full faith and credit and taxing power of the state shall be pledged for the payment of all notes; and provides that the act is effective on passage and approval of the Governor.

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Summary of Provisions

Amends: 17-1-202, 17-1-204

578	SB 126	Severson	10/1/81	5/1/81
Specifies the basis for assessing agricultural machinery, trucks, and other motor vehicles. Statement of Intent attached.				
		Amends: 15-1-101, 15-8-111		
579				
579	SB 129	Turnage	7/1/81	5/1/81
Regulates conversions of group life insurance and group disability insurance and provides for continuation of group coverage under certain circumstances.				
Amends: 33-20-1209, 33-20-1210 Enacts: 33-22-507, 33-22-508, 33-30-1006 through 33-30-1010				
580	SB 240	Hazelbaker By request of the Montana Department of Insurance	7/1/82	5/1/81
Establishes standards for the collection, use, and disclosure of information gathered in connection with insurance transactions by insurance institutions, agents, or insurance-support organizations; provides a procedure for access by private persons to information gathered about them for the purpose of verifying or disputing its accuracy; limits the disclosure of information collected in connection with insurance transactions; gives the Commissioner of Insurance the power to investigate and issue cease and desist orders for violations of this act; and provides for equitable relief in the district court and for a penalty.				
Enacts: 33-19-101 through 33-19-104, 33-19-201 through 33-19-205, 33-19-301 through 33-19-306, 33-19-401 through 33-19-409				
581	SB 243	Graham By request of the Department of Natural Resources and Conservation	5/1/81	5/1/81
Delegates authority to the Department of Natural Resources and Conservation to authorize diversions from the Yellowstone River Basin under Article X of				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

the Yellowstone River Compact, section 85-20-101, MCA, on behalf of the State of Montana; and provides for legislative review.

Enacts: 85-2-801 through 85-2-807

582 SB 257 S. Brown 10/1/81 5/1/81

Increases the amount authorized for travel expenses and meal reimbursement for persons in state service.

Amends: 2-18-501

583 SB 286 Van Valkenburg 10/1/81 5/1/81
By request of the Department of Institutions

Generally revises the laws relating to the prisoner furlough program; redefines the program as the supervised release program; restricts the time qualification for prisoner eligibility; transfers the responsibility of establishing a program from the Department to the prisoner; restricts the prisoner's rights under the hearing procedures used for admission into the program; transfers supervision of the prisoner from the sponsor to a probation and parole officer; and streamlines the hearing procedures used for determining whether a violation of a program condition has occurred.

Amends: 45-7-306, 45-9-101, 46-18-202, 46-18-401, 46-23-401, 46-23-405, 46-23-411, 46-23-412, 46-23-421, 46-23-422, 46-23-426.

Repeals: 46-23-402 through 46-23-404, 46-23-406, 46-23-413 through 46-23-415, 46-23-423 through 46-23-425.

584 SB 337 Regan 5/1/81 5/1/81
By request of the Office of the Governor

Provides property tax relief to certain homeowners and renters by means of a credit against individual income tax liability. Applicable to claim periods beginning during and after calendar year 1981.

Enacts: 15-31-171 through 15-31-179

585 SB 460 Graham 10/1/81 5/1/81

Requires the county assessor to release the rollback

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

tax lien.

Amends: 15-7-209

586 SB 485 Berg 5/1/81 5/1/81
By request of the Senate Judiciary Committee

Creates a small claims court procedure within justices' courts; provides for jurisdiction of the small claims court, the method of commencing actions, hearings, counterclaims, subpoena powers, removal to justice's court, and appeals to district court.

Amends: 3-10-1001, 3-10-1004, 25-31-112

Enacts: 25-35-501 through 25-35-505, 25-35-601 through 25-35-608, 25-35-701 through 25-35-703, 25-35-801 through 25-35-807

Repeals: Title 25, chapter 35

587 SB 487 D. Manning 5/1/81 5/1/81

Continues the Coal Tax Oversight Subcommittee of the Revenue Oversight Committee for the biennium ending June 30, 1983.

Amends: Section 2, Chapter 619, Laws of 1979

588 HB 9 Yardley 10/1/81 5/1/81
By request of the Interim Committee on Corrections Policy and Facility Needs

Makes the law relating to good time allowance more restrictive.

Amends: 53-30-105

589 HB 17 Nordtvedt 5/1/81 5/1/81
By request of the Revenue Oversight Committee

Provides that the same interest rate apply to overpayment payment refunds as to delinquent tax due for the income and corporation tax; clarifies the period during which refunds and credits may be granted; and provides for extensions of the period by agreement. Applies to claims for refunds or credits that were made within the time period for submission of claims that is permitted under this act even though the claims may have been submitted after the 5-year period provided in 15-30-149, prior to

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
amendment, had expired.				
Amends: 15-30-149, 15-31-531				
590	HB 34	Ernst	10/1/81	5/1/81
Revises the income limitations applicable to property tax exemption for 100 percent disabled veterans. Applies to taxable years beginning after December 31, 1980. Statement of Intent attached.				
Amends: 15-6-211				
591	HB 38	Stobie	10/1/81	5/1/81
By request of the Administrative Code Committee				
Relates to omissions from the Administrative Rules of Montana or the Montana Administrative Register.				
Amends: 2-4-307				
592	HB 97	Feda	10/1/81	5/1/81
By request of the Public Employees' Retirement Board				
Clarifies and revises the definitions and the procedures for refunding members' contributions and for payment of involuntary retirement allowances used in the Montana State Game Wardens' Retirement System.				
Amends: 19-8-101, 19-8-503, 19-8-601, 19-8-604				
593	HB 212	Keedy	10/1/81	5/1/81
Clarifies the procedure when mental competency of the accused is at issue by changing references to acquittal so as to reflect finding of not guilty, prohibiting waiver of a hearing to determine release or discharge, and requires a hearing to determine release or discharge be conducted by the committing court before disposition.				
Amends: 46-14-201, 46-14-301				
594	HB 215	Keedy	5/1/81	5/1/81
Provides district courts and justices' courts with concurrent original jurisdiction in certain criminal				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

cases amounting to misdemeanor.

Amends: 3-5-302

595 HB 350 Meyer 5/1/81 5/1/81

Assures that once an applicant passes one portion of the real estate examination, he is not required to repeat that portion and eliminates any restrictions on how frequently an applicant can take the examination.

Amends: 37-51-303

596 HB 367 Dussault 10/1/81 5/1/81

• Insures that statutes that impose new duties on school districts provide a specific means of financing.

Enacts: 1-2-113

597 HB 372 Sales 10/1/81 5/1/81
By request of the Public Employees' Retirement Board

Provides a method for reviewing disability retirement benefits of the Judges', Highway Patrolmen's, Sheriffs', Game Wardens', and Municipal Police Officers' Retirement Systems.

Amends: 19-9-901, 19-9-904, 19-9-905

Enacts: 19-5-611, 19-5-612, 19-8-711, 19-8-712

598 : HB 389 Hart 10/1/81 5/1/81

Provides for annual or quarterly registration of motor vehicles owned by nonresidents temporarily employed in Montana; subjects certain of these vehicles to taxation; and establishes window decals as the form of license evidencing quarterly registration.

Amends: 15-24-301, 15-24-302, 61-3-703

Enacts: 61-3-707

599 HB 474 Fabrega 5/1/81 5/1/81

Provides a graduated schedule for the tax rate applicable

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

to improvements on real property; provides for local government approval in their jurisdiction.

Amends: 15-6-134
Enacts: 15-24-1501

600 HB 478 Spilker 5/1/81 5/1/81
 By request of the Capitol Building and
 Planning Committee

Authorizes the issuance and sale of \$5 million principal amount long-range building program bonds by the Board of Examiners to finance costs of state capitol building improvement; and appropriates income from the capitol building land grant to the payment of the bonds.

Enacts: 17-5-422

601 HB 507 Azzara 10/1/81 5/1/81

Provides the membership of a selection board to fill vacancies on the transportation board; and removes the 2-week waiting period requirement after the requirement of notice of vacancy has been met.

Amends: 7-14-216, 7-14-217

602 HB 510 Lory 10/1/81 5/1/81
 By request of the Department of Administration

Provides that sureties must be acceptable to governmental body and that surety companies must be licensed, and authorizes the use of deposits and securities in lieu of surety bonds on government construction projects.

Amends: 18-2-201, 18-2-202

603 HB 558 D. Brown 10/1/81 5/1/81

Revises the compensation provisions relating to deputy sheriffs and undersheriffs.

Amends: 7-4-2505, 39-3-406
Enacts: 7-4-2507 through 7-4-2510

604 HB 563 Bardanouye 5/1/81 5/1/81
 By request of the Governor

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

Increases the amount of long-range building program bonds; provides for agreements among the Board of Examiners, the Division of Workers' Compensation, and the Employment Security Division.

Amends: 17-5-410

Enacts: 17-5-411 through 17-5-413

605 HB 580 Feda 10/1/81 5/1/81
 By request of Montana Salary Commission and
 the House Committee on State Administration

Establishes compensation and expenses for elected state officials, supreme court justices, district judges, the Commissioner of Campaign Finances and Practices, the chairman and members of the State Tax Appeal Board, and legislators.

Amends: 2-16-405, 3-5-211, 5-2-301, 13-37-106,
15-2-102

606 HB 646 Dussault 10/1/81 5/1/81
 By request of the Department of Social and
 Rehabilitation Services

Revises and clarifies the state laws relating to child day-care facilities; clarifies the rulemaking authority of the Department of Health and Environmental Sciences; requires registration of family day-care homes and group day-care homes; and provides a penalty for failure to comply. Statement of Intent attached.

Amends: 53-4-501 through 53-4-516.

607 HB 765 Donaldson 7/1/81 5/1/81

Provides for municipal regulation of municipally owned utilities; establishes maximum increases allowed; and requires reporting to the Public Service Commission and the Montana Consumer Counsel. Terminates on July 1, 1983.

Amends: 69-3-101

Enacts: 69-7-101, 69-7-102, 69-7-112, 69-7-113,
69-7-121, 69-7-201

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
Summary of Provisions				
608	HB 872	Moore	5/1/81	5/1/81
			Increases the size of legislative representation on the Capitol Building and Planning Committee; clarifies the Committee's responsibilities with regard to renovation and remodeling of the capitol; and appropriates funds for Committee activities.	
			Amends: 5-17-101, 5-17-102	
609	HB 874	Roth	7/1/81	5/1/81
			Establishes a Water Resources Oversight Committee and appropriates funds for the Committee. Expires 6/30/83.	
610	HB 876	Lund	10/1/81	5/1/81
			Amends section 3-2-304, MCA, to reflect the current number of justices and conforms it to Article VIII, Section 14 of the Constitution of the State of Montana by providing that expenses of the supreme court may be paid only out of funds appropriated therefor.	
			Amends: 3-2-304	
611	HB 225	Ellison	*	
			Submits to the qualified electors Montana an amendment to Article VI, Section 10, of the Montana Constitution to provide that the Secretary of State shall conduct a poll of all legislators when the legislature is not in session and the Governor vetoes a bill.	
			*This amendment is effective immediately upon approval by the electorate of Montana.	
612	HB 652	Conroy	*	
			Removes the prohibition of disposal of certain radioactive materials in the State of Montana enacted by Initiative 84 and provides for a regulatory system; provides for the control and condemnation of land used for disposal of mill tailings from uranium and thorium ore processing; revises the laws concerning radiation control; and provides for a referendum. Statement of Intent attached.	

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

Amends: 75-3-102 through 75-3-104, 75-3-201, 75-3-202, 75-3-302, 75-3-303, 70-30-102, section 1 of Initiative 84.
Enacts: 75-3-205 through 75-3-208

*This act is effective upon passage and approval by the electors of the State of Montana.

613	SB 283	Elliott	*5/7/81	5/7/81
Exempts business inventories from taxation; and provides tax credits for business inventory taxes paid prior to exemptions.				
		Amends: 15-6-136, 15-6-202, 15-8-104, 15-24-301. Repeals: 15-24-402, 15-24-403.		
*Sections 1 through 6 are effective January 1, 1983.				
614	SB 355	Blaylock By request of the Governor	*1/1/82	5/7/82
Replaces the present system of taxation of automobiles and light trucks with a fee system; adjusts the percentage limits on certain financial activities by local governments; provides financial assistance to local governments because of the change in tax base; and appropriates funds to reimburse local governments for revenue loss caused by implementation of the fee system. Statement of Intent attached.				
		Amends: 7-1-2111, 7-3-1321, 7-6-2211, 7-6-4121, 7-6-4254, 7-7-107, 7-7-108, 7-7-2101, 7-7-2203, 7-7-4201, 7-7-4202, 7-13-4103, 7-14-236, 7-14-2524, 7-14-2525, 7-14-4402, 7-16-2327, 7-16-4104, 7-31-106, 7-31-107, 7-34-2131, 10-2-301, 10-2-303, 15-6-139, 15-6-140, 15-6-201, 15-8-201, 15-8-202, 15-24-101 through 15-24-105, 15-24-301, 15-30-121, 15-31-114, 15-50-207, 19-11-503, 19-11-504, 20-9-406, 20-9-502, 61-3-303, 61-3-317, 61-3-322, 61-3-332, 61-3-335, 61-3-342, 61-3-501 through 61-3-504, 61-3-507, 61-3-509, 61-3-701, 61-6-302, 61-10-233, 85-7-2001. Enacts: 61-3-531 through 61-3-536		
		*Section 5 is effective on May 7, 1981.		
615	HB 488	Jacobsen	*7/1/81	5/7/81
Continuously appropriates money deposited in the wheat				

Chapter No.	Bill No.	Chief Sponsor	Effective Date	Date Signed by Governor
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Summary of Provisions

research and marketing account to the Wheat Research and Marketing Committee; allocates committee money for research and development of feeds and foods derived from the byproducts of alcohol production of wheat and barley and modifies the allocation of such money for research and development of fuels derived from wheat and barley.

Amends: 80-11-222

Enacts: 80-11-224

*Subsections (2) and (3) of section 1 are effective July 1, 1983.

616	HB 403	Keedy	10/1/81	5/18/81
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Provides that only the defendant in a criminal action may raise his lack of fitness to proceed and makes the state liable for the costs of commitment in place of trial and imprisonment.

Amends: 46-14-202, 46-14-221

617	HB 718	Ellison	5/18/81	5/18/81
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Creates the Hard-Rock Mining Impact Board; requires mineral developers to submit an economic impact plan to the Board; authorizes the Board to award grants to impacted units of local government; provides for tax prepayment for large-scale mineral developments; and provides for the issuance of education impact bonds. Statement of Intent attached.

Amends: 15-16-201, 82-4-335

Enacts: 2-15-1822, 90-6-301 through 90-6-310

APPROPRIATION BILLS

Bill No.	Chief Sponsor	Effective Date	Date Signed By Governor
<u>Summary of Provisions</u>			
HB 1	Lund	1/9/81	1/9/81
		Appropriates \$3,222,944 for operation of the 47th Legislature.	
HB 94	Lund	3/6/81	3/6/81
		Appropriates money to various state agencies for the fiscal year ending June 30, 1981, and provides for other matters relating to the appropriations.	
HB 114	Moore	1/29/81	1/29/81
		Appropriates \$124,095 to the Montana state school for the deaf and blind to provide supplemental funding for the interpretive-tutor program.	
HB 217	Menahan	7/1/81	4/24/81
		Appropriates \$250,000 to the Department of Social and Rehabilitation Services for services to the aged.	
HB 261	Ernst	7/1/81	4/29/81
		Appropriates \$203,000 to the Department of Administration for recreational development at Ackley Lake, located southwest of Lewistown.	
HB 460	Conn	7/1/81	4/29/81
		Reappropriates money for improvements at Lone Pine State Park located near Kalispell, Montana, and establishes certain conditions upon the appropriation.	
HB 469	Thoft	7/1/81	4/29/81
		Appropriates money to Montana State University to provide additional support for seed potato research and development and creates a seed potato research and development account at Montana State University.	

Bill No.	Chief Sponsor	Effective Date	Date Signed By Governor
Summary of Provisions			
HB 500	Lund	7/1/81	5/21/81
		Appropriates money to various state agencies for the biennium ending June 30, 1983.	
HB 542	Ellison	4/23/81	4/23/81
		Appropriates \$28,000 to the Montana Bureau of Mines and Geology for a ground- and surface-water study of portions of Sweet Grass and Stillwater Counties and provides that the appropriation is contingent upon receipt of federal matching funds.	
HB 560	Committee on Appropriations, Lund	4/21/81	4/21/81
		Appropriates money to the State Board of Examiners and the Department of Justice to satisfy various court judgments or claims against the state.	
HB 568	Hemstad	7/1/81	4/23/81
		Appropriates \$200,000 from the general fund to the Office of the Superintendent of Public Instruction for gifted and talented children programs operated by various school districts.	
HB 601	Curtiss	7/1/81	4/22/81
		Appropriates money to the Department of Natural Resources and Conservation from the renewable resource development clearance fund account for emergency assistance in replacement of the St. Clair Creek syphon in the Glenn Lake irrigation district.	
HB 603	Burnett By request of the Department of Natural Resources and Conservation	7/1/81	4/29/81
		Reappropriates funds to the Department of Natural Resources and Conservation to rehabilitate the Cooney Dam of the Rock Creek project located near Red Lodge in Carbon County.	

Bill No.	Chief Sponsor	Effective Date	Date Signed By Governor
Summary of Provisions			
HB 611	Anderson	7/1/81	5/1/81
		Appropriates funds to the Superintendent of Public Instruction for public school support other than for special education.	
HB 617	Roth	7/1/81	4/21/81
		Appropriates \$485,000 to the Department of Natural Resources and Conservation from the water right adjudication account of the earmarked revenue fund for the operation of the Reserved Water Rights Compact Commission.	
HB 666	Moore	5/1/81	5/1/81
	By request of the House Appropriations Committee		
		Appropriates money for capital projects for the biennium ending June 30, 1983, and provides for other matters relating to the appropriations.	
HB 709	Neuman	7/1/81	5/1/81
	By request of the Department of Natural Resources and Conservation		
		Appropriates money to the Department of Natural Resources and Conservation from the renewable resource development clearance fund account for various projects under the renewable resource development program and specifies certain conditions upon the appropriations.	
HB 801	Lund	4/24/81	4/24/81
	Committee on Appropriations		
		Increases agency budgets during the biennium ending June 30, 1981, which increases would usually be made by budget amendment.	
HB 810	Lund	5/18/81	5/18/81
		Authorizes the Governor to enter into an agreement with other affected states to preserve rail services from Jonathan, Minnesota, to Miles City, Montana and provides an appropriation for this purpose.	

Bill No.	Chief Sponsor	Effective Date	Date Signed By Governor
Summary of Provisions			
HB 827	Lory	7/1/81	4/22/81
		Appropriates money to the Department of Administration for the purpose of telecommunications planning.	
HB 828	Fagg	4/29/81	4/29/81
	By request of the Governor's Office		
		Appropriates funds to the Governor's Office for the purpose of advocating the state's opposition to federal legislation that would prohibit or diminish the state's right to levy a 30 percent tax on coal mined within Montana's borders and creates a legislative oversight committee.	
HB 832	Donaldson	7/1/81	4/21/81
		Appropriates money to the Department of Commerce for the purpose of planning and conducting small business conferences.	
HB 833	Moore	3/26/81	3/26/81
		Appropriates \$158,500 to the Department of Institutions for construction of security improvements at Montana State Prison at Deer Lodge.	
HB 837	Bardanouve	4/21/81	4/21/81
		Appropriates money to the Department of Administration for construction of a guard tower at Montana State Prison.	
HB 841	D. Brown	7/1/81	4/29/81
		Appropriates money for the upgrading of neutron activation and gamma radiation detection and analysis equipment by the Montana College of Mineral Science and Technology.	
HB 846	Asay	4/29/81	4/29/81
	By request of the Department of Natural Resources and Conservation		
		Appropriates funds to the Department of Natural Resources and Conservation for the rehabilitation of the Tongue River Dam and approves the issuance of State	

<u>Bill No.</u>	<u>Sponsor</u>	<u>Date</u>	<u>By Governor</u>
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Summary of Provisions

of Montana coal severance tax bonds for a state-federal cost share of the Tongue River Dam rehabilitation construction costs.

HB 847 J. Ryan 4/29/81 4/29/81

Appropriates funds to the Department of Fish, Wildlife, and Parks to repair the boat ramp at Hell Creek State Recreation area.

HB 854 Ernst 7/1/81 4/23/81

Appropriates money to the Department of Commerce to plan for and coordinate transportation needs and services for all modes of transportation and to pursue rate analysis and litigation.

HB 861 Hurwitz 7/1/81 4/29/81

Appropriates funds to provide for analysis of the feasibility of generating hydroelectric power at off-stream sites in the Yellowstone River Basin.

HB 863 Lund 4/23/81 4/23/81
Committee on Appropriations

Appropriates funds to the Department of Institutions for settlement of certain claims made against the State of Montana by Geraldine Strong.

HB 864 Lund 7/1/81 4/23/81

Appropriates \$10,000 to the Department of Health and Environmental Sciences for the purpose of funding a study at Saco, Montana, to develop a biological method of mosquito control.

HB 865 Lund 4/29/81 4/29/81
Committee on Appropriations

Appropriates money to various state agencies for the fiscal year ending June 30, 1981; permits certain appropriations to the Department of Revenue to continue to the next biennium; and provides for other matters relating to the appropriations. Statement of intent attached.

<u>Bill No.</u>	<u>Sponsor</u>	<u>Date</u>	<u>By Governor</u>
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Summary of Provisions

HB 868	Shontz By request of the Governor's Office	7/1/81	5/1/81
		Appropriates money from the general fund to the highway reconstruction trust account and to the highway earmarked account.	
HB 871	Moore	*7/1/81	5/1/81
		Appropriates money for coal tax park acquisitions and for cultural and aesthetic projects. *Section 4 is effective on passage and approval.	
HB 873	Menahan	5/1/81	5/1/81
		Appropriates money to the city-county of Anaconda-Deer Lodge to mitigate effects of plant closures.	

HOUSE JOINT RESOLUTIONS

Resolution No.	Chief Sponsor	Date Adopted
<u>Summary of Provisions</u>		
3	Spilker	1/19/81
	Classifies legislative employees and attaches concerning pay and conditions of employment.	
5	Fabrega	2/12/81
	Establishes a select committee to resolve questions relating to the valuation of commercial and residential property for taxation.	
6	Dussault	3/16/81
	Urges the Department of Health and Environmental Sciences to caution mothers and retailers about the effect of certain drugs on unborn children.	
7	Nordtvedt	2/18/81
	Urges Congress and President of the United States to enact legislation that annually adjusts personal income tax liability for inflation and to enact any changes in federal tax rates in a generally open and direct manner that does not exploit the hidden taxing mechanism of increasing tax by incorporating inflated income.	
8	Dussault	2/11/81
	Establishes an interim committee to study salaries of legislative staff of permanent committees.	
15	O'Connell	2/23/81
	Calls for the Congress of the United States to propose and submit to the states an amendment to the United States Constitution that would protect unborn children.	
16	Devlin	3/24/81
	Requests Ronald Reagan, the President of the United States, to revise the Executive Order of February 1972, banning the use of toxicants from predator control and to allow the supervised use of 1080 to control predators.	

<u>Resolution No.</u>	<u>Chief Sponsor</u>	<u>Date Adopted</u>
<u>Summary of Provisions</u>		
17	Ellerd	4/11/81
	Expresses support for S. 1038 in the United States Congress imposing inspection and labeling requirements on meat imported into the United States.	
18	Seifert	4/3/81
	Urges that the Federal Energy Regulatory Commission relicense the Kerr Hydroelectric Project to the Montana Power Company.	
19	Bertelsen By request of Environmental Quality Council	3/25/81
	Urges state purchasing offices and the Department of Administration to purchase rerefined oil that meets quality specifications and directs the Department of Health and Environmental Sciences to study the feasibility of establishing a system for collecting used oil in the state of Montana.	
20	Menahan	4/21/81
	Requests an interim study of the current overall functions and staffing of the Department of Institutions to determine the effectiveness of the delivery of institutional services by the state, and requires a report of the findings of the study to the Legislature.	
21	Seifert	4/6/81
	Requests the Congress of the United States to enact amendatory legislation to return to states the right to regulate or participate in regulating mines relating to mine safety and health standards.	
22	Bennett	3/25/81
	Repeals a state air quality emission standard in conflict with another state air quality standard.	
23	Donaldson	4/14/81
	Requests an interim study of state-operated laboratory facilities to determine the feasibility of consolidating	

Resolution **Chief** **Date**
No. **Sponsor** **Adopted**

Summary of Provisions

certain state-operated laboratory facilities and coordinating functions with the various private, federal, and local laboratory facilities in Montana.

25 Harper 4/14/81

Requests that an interim committee be assigned to study the child labor laws of Montana.

26 Moore 4/21/81

Requests an interim study of the respective benefits of institutional care and community care for recipients of services in youth programs, developmental disabilities programs, and mental health, alcoholism, and drug treatment programs and of the feasibility of reorganization of functions performed on behalf of the recipient groups.

27 Quilici 3/30/81

Requests an interim study of commercial transportation problems in Montana.

29 Thoft 4/11/81

Requests an interim study of the feasibility of requiring the Board of Investments to invest a portion of the state investment pool in the economic development of Montana.

30 C. Smith 3/18/81

Requests the Montana Arts Council to provide the 48th Legislature with a process for establishing the position of poet laureate of Montana.

32 Kanduch 3/24/81

To send delegates to the Western States Legislative Forestry Task Force.

33 Shontz 3/30/81
By request of the House Business and
Industry Committee

<u>Resolution No.</u>	<u>Chief Sponsor</u>	<u>Date Adopted</u>
<u>Summary of Provisions</u>		
Requests a joint committee be appointed to conduct an interim study of the transportation industry in Montana.		
34	Vincent	4/27/81
Requests an interim study of the financing of public education in Montana and requires a report of the findings of the study to the Legislature.		
36	Ellerd	4/3/81
Urges the President of the United States to call attention to the plight of prisoners of war in any declaration concerning Veterans' Day.		
40	Brand	3/30/81
Urges the United States Congress to amend the Federal Land Policy and Management Act of 1976 to delete certain provisions relating to recording and abandonment of mining claims and certain enforcement provisions.		
41	Curtiss	4/1/81
Urges the Montana Congressional delegation to support the sovereignty of the State of Montana.		
42	D. Brown By request of the Office of the Governor	4/14/81
That the Governor negotiate an interstate compact with the state of Washington and other interested western states to provide for regional disposal facilities for low-level radioactive wastes.		
45	Bardanouve	3/28/81
Recognizes the contributions made to Montana by Charles Monroe Bair, a pioneer Montana sheepman, and directs the Montana Historical Society to cooperate with the Bair family to preserve the collection of antiques and artifacts collected by the family of Charles M. Bair.		

Resolution No.	Chief Sponsor	Date Adopted
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Summary of Provisions

46	Williams	4/23/81
Requests that the Legislative Finance Committee be assigned to study the laws relating to postsecondary vocational-technical centers for the purpose of generally clarifying, updating, supplementing, and revising such laws.		
47	Nilson	4/10/81
Requests assignment of an interim committee to study the organization, effective utilization of personnel, budgetary constraints, and land acquisition policy of the Department of Fish, Wildlife, and Parks.		
48	D. O'Hara	4/13/81
Requests that an appropriate interim committee be assigned to conduct an interim study to determine how to improve the economic environment in Montana.		
49	Vincent	4/27/81
Requests an interim study of school teacher tenure laws and requires a report of the findings of the study to the Legislature.		
51	Bertelsen	4/21/81
Requests an interim study of the methods that might be used to terminate administrative rules relating to the state's environment and natural resources.		
54	Underdal	4/14/81
Requests the Environmental Protection Agency to grant Montana and other western states additional time to respond to the issues raised in the strychnine position Document No. 2/3 recently released by that agency, and further requests President Reagan and the United States Senate and House of Representatives to support this resolution.		

<u>Resolution No.</u>	<u>Chief Sponsor</u>	<u>Date Adopted</u>
<u>Summary of Provisions</u>		
55	Marks	4/22/81
	Requests an interim study of provisions governing motor vehicle liability insurance in Montana.	
56	Harp By request of the House Highways and Transportation Committee	4/22/81
	Requests a comprehensive interim study of the administration and operation of the Department of Highways and the Highway Commission.	
58	Nordtvedt	4/22/81
	Urges the Employment Security Division to lease or purchase necessary office space in Bozeman at the least possible cost consistent with its needs and to sell the expensive land which it has already purchased.	
59	R. Anderson	4/21/81
	Supports Calgary, Alberta's candidacy to host the 1988 Winter Olympics.	
62	Williams	4/21/81
	Requests assignment of a select committee on Indian affairs.	
63	Moore By request of the House Committee on State Administration	4/21/81
	Requests an interim study on the state procurement system.	
64	Jacobsen	4/22/81
	Requests an interim study of all aspects of Montana's laws relating to eminent domain.	
65	Harrington	4/22/81
	Requests that an appropriate interim committee be assigned to conduct an interim study of how to	

Resolution No.	Chief Sponsor	Date Adopted
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Summary of Provisions

mitigate economic distress to a community caused by a dislocation of the community's primary industry.

66 D. Brown 4/27/81

Requests that an appropriate interim committee be assigned to determine the most effective means of responding to social and economic impacts resulting from the increased development of hard-rock minerals.

67 Sivertsen 4/22/81

Requests an interim study of safety problems of Montana airports and the amounts and sources of funding needed to correct the problems.

68 Fagg 4/24/81

Adopts rules relating to votes on bills requiring more than a majority vote.

HOUSE RESOLUTIONS

Resolution No.	Chief Sponsor	Date Adopted
<u>Summary of Provisions</u>		
1	Fagg	1/26/81
	Adopts rules, in addition to Joint Rules, governing House proceedings during the 47th Legislature.	
4	Brand	4/10/81
	Encourages Ronald Reagan, President of the United States, the Commissioner of the United States Food and Drug Administration, the Honorable John Melcher, Senator from Montana, the Honorable Max Baucus, Senator from Montana, the Honorable Ron Marlenee, Congressman from the Second Congressional District, the Honorable Pat Williams, Congressman from the First Congressional District, and Ted Schwinden, Governor of the State of Montana, to have rescinded a regulation of the federal Food and Drug Administration that would cause the closure of the Deer Lodge research unit which conducts drug research at the Montana State Prison because such closure would cause great economic hardship for the community of Deer Lodge, Montana.	
5	Legislative Administration Committee by request of the Legislative Administrative Committee	4/22/81
	Authorizes the Legislative Administration Committee, in consultation with the Speaker of the House, to provide for certain new equipment and furnishings for the House of Representatives.	
6	Marks By request of the Developmental Disabilities Planning and Advisory Council	4/24/81
	Amends House Rule H3-1 to revise the structure of the House standing committees.	
8	Gould By request of the Legislative Improvement Committee	4/23/81
	Recognizes and encourages citizen participation in the International Year of Disabled Persons.	

SENATE JOINT RESOLUTIONS

Resolution No.	Chief Sponsor	Date Adopted
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Summary of Provisions

1	Stephens	1/23/81
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Adopts Joint Rules for the 47th Legislature.

2	Van Valkenburg By request of the Attorney General	4/16/81
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Requests an interim study of the Montana Criminal Justice system, including alternative ways and effects of redistricting Montana's district court system; establishes a statewide district attorney system for criminal prosecutions and provides for a statewide system of representation for indigents accused of crimes; requires a report of the findings of the study to the Legislature.

8	Keating	4/16/81
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Requests an interim study on the use of grants and contracted services by state government in natural resources and environmental science areas.

10	Norman By request of the Senate Committee on Taxation	4/17/81
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Urges the Congress of the United States to remove alcohol fuel production permits and information from the confidentiality requirements of the Internal Revenue Code and urges the Bureau of Alcohol, Tobacco and Firearms to make this information available.

11	B. Brown	4/2/81
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Requests the Reagan administration and Congress to fully fund forest fire protection assistance.

13	S. Brown	4/15/81
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Requests an interim study of public school transportation needs, including funding and eligibility requirements for such transportation.

Resolution
No.

Chief
Sponsor

Date
Adopted

Summary of Provisions

16

Senate Committee on
Agriculture Livestock,
and Irrigation

4/2/81

Requests the United States Congress to amend Public Law 90-583, the Carlson-Foley Act of 1968, to require the federal government to implement a management program for the prevention, control, and containment of noxious plants on lands administered by federal agencies.

18

Senate Committee on
Agriculture, Livestock,
and Irrigation
By request of the Senate Agriculture Committee

3/31/81

Requests the Congress of the United States to increase weed control and management programs on federal, state, and private lands and to allow federal land management agencies to enter into cooperative agreements with state and local weed management agencies.

19

Dover

4/9/81

Calls for the Congress of the United States to propose and submit to the states an amendment to the Constitution of the United States requiring, with certain exceptions, a balanced federal budget.

20

Crippen
By request of the Senate Judiciary Committee

4/6/81

Requests the Montana Supreme Court to prepared proposed legislation for consideration by the 48th Legislature to reconcile conflicts between the Montana Rules of Evidence and the statutory provisions on evidence contained in the Montana Code Annotated.

24

J. Jacobson

4/15/81

Urges the continuation of federal funding for the magnetohydrodynamics engineering test facility in Montana.

Resolution No.	Chief Sponsor	Date Adopted
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Summary of Provisions

25	McCallum	4/20/81
	Requests an interim study on funding methods used by school districts to finance public pension plans.	
26	Thomas	4/22/81
	Directs modification of the administrative rule governing the assessment of commercial furniture and fixtures.	
27	Kolstad	4/20/81
	Requests the Legislative Audit Committee in conjunction with its performance audit to consider the current and ongoing public utility procedures and practices of the Public Service Commission to determine the impact thereof on both consumers and utilities and requires a report of the findings of the study to the Legislature.	
28	Himsl By request of the Senate Finance and Claims Committee	4/17/81
	Requests the Legislative Finance Committee to study the efficiency of the seven area agencies on aging and the state aging services bureau in Montana and their accountability to the people they serve.	
29	Stimatz	4/21/81
	Requests an interim study of the need to clarify the definition of youth in need of supervision, of the policies and practices of agencies financing services for youth placed out of their homes, of the need for a simplified mechanism to distribute funds for youth placed out of their homes, and of the problems of chemically dependent and emotionally disturbed youth in private and public institutions; and requires a report and recommendations to the Legislature.	

Resolution No.	Chief Sponsor	Date Adopted
<u>Summary of Provisions</u>		
30	Aklestad	4/16/81
	Requests an interim study of delays in the administration of appeals of criminal cases in the criminal justice system of Montana and means by which the institutional causes of these delays could be lawfully eliminated; requires a report of the findings of the study to the Legislature.	
33	Regan	4/15/81
	Requests an interim study of the insurance laws of the state of Montana and of the insurance industry as it relates to Montana, and requires a report of the findings of the study to the 48th Legislature.	
34	Senate Public Health Committee, Hager, Chairman	4/23/81
	Requests an interim study of licensing laws regarding facilities that provide protective oversight, supervision, personal care, rehabilitation, and health care to the young, disabled, infirm, or elderly of the state.	
35	Boylan	4/23/81
	Directs the promulgation of a rule by the Department of Revenue providing for the use of the most recent census date or population estimate date established by the Census Bureau, U.S. Department of Commerce, in determining all-beverage liquor license quotas.	
36	Eck	4/27/81
	Urges the assignment to an appropriate interim committee of a study of Montana's Code of Ethics for public officers and employees and its administration and enforcement.	

SENATE RESOLUTIONS

Resolution No.	Chief Sponsor	Date Adopted
<u>Summary of Provisions</u>		
1	Stephens	1/19/81
	Adopts rules, in addition to Joint Rules, to govern the proceedings of the Senate during the 47th Legislature.	
3	Manley	4/14/81
	Encourages Ronald Reagan, President of the United States, the Commissioner of the United States Food and Drug Administration, the Honorable John Melcher, Senator from Montana, the Honorable Max Baucus, Senator from Montana, the Honorable Ron Marlenee, Congressman from the Second Congressional District, the Honorable Pat Williams, Congressman from the First Congressional District, and Ted Schwinden, Governor of the state of Montana, to have rescinded a regulation of the Federal Food and Drug Administration that would cause the closure of the Deer Lodge Research Unit which conducts drug research at the Montana State Prison because such closure would cause great economic hardship for the community of Deer Lodge, Montana.	
5	Mazurek	4/23/81
	Recognizes and encourages citizen participation in the International Year of Disabled Persons.	
6	E. Smith	4/23/81
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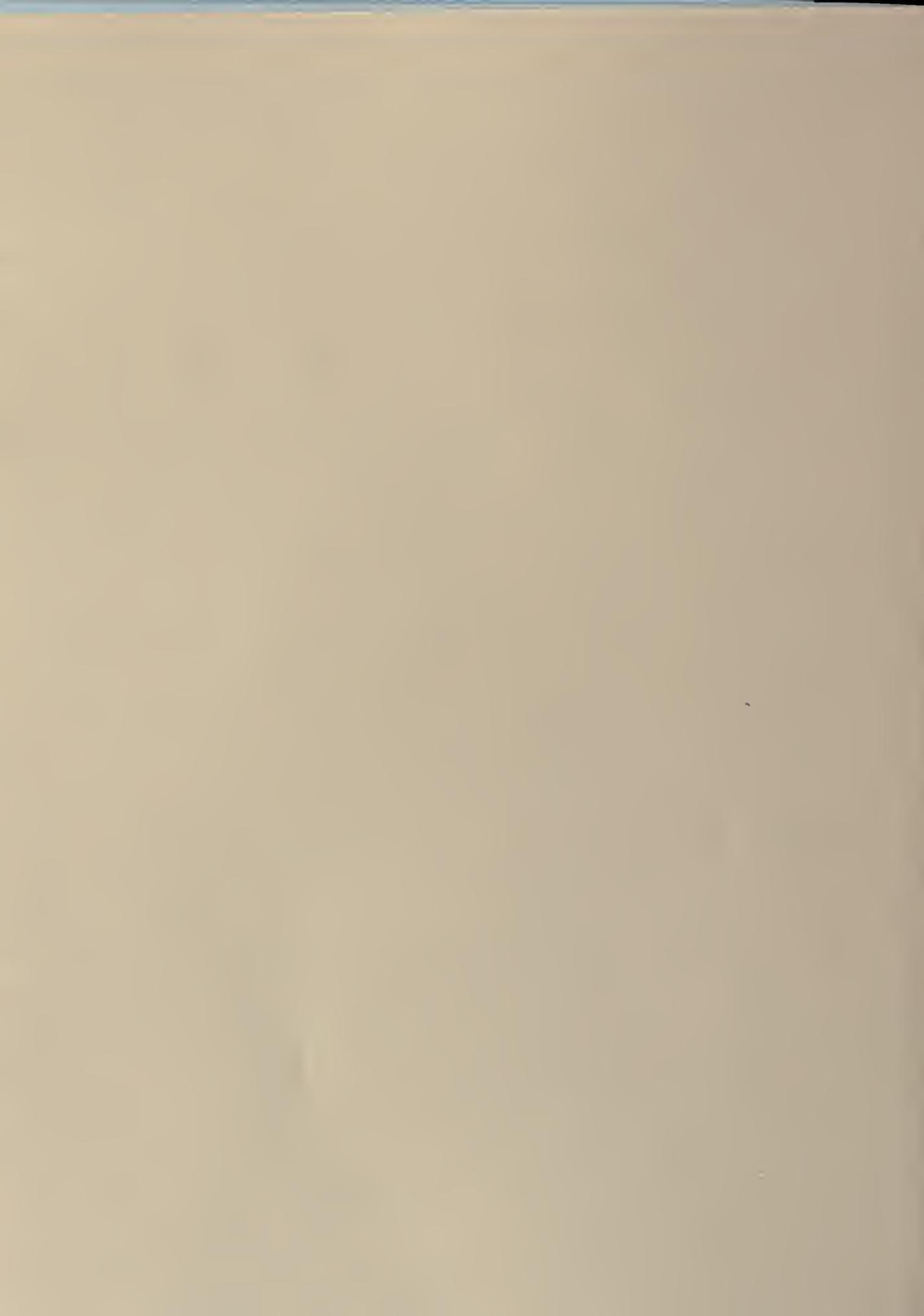
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EFFECTIVE DATE TABLE

Chapter No.

Effective Date

Section 1-2-201, MCA, as amended by Ch. 466, Laws of 1981, provides that,

"Every statute adopted after January 1, 1981, except those that provide for appropriation by the legislature of public funds for a public purpose, takes effect on the first day of October following its passage and approval unless a different time is prescribed therein. Every statute providing for appropriation as specified in this subsection takes effect on the first day of July following its passage and approval unless a different time is prescribed therein."

The following is a list of specially designated effective dates.

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